

Series XIII
Mayer's Court Records and
Quarter Sessions (Vol 3)
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Town of Madraspatnam

at a General Quarter Sessions of the Peace

Sessions of Oyer and Terminer and Goal delivery of our Sovereign
Lord the King holden for the Town of Madraspatnam at the Town
Hall of the said Town on Wednesday the Eighth day of January in
the Twelfth year of the reign of our Sovereign Lord George the Third
by the Grace of God of Great Britain France and Ireland King
Defender of the ^{faith} & so forth and in the year of our Lord One thousand
seven hundred and seventy Two Before Josias Dupre Warren
Hastings and Samuel Ardley Esq^r and others their Sociates
Justices of our Sovereign Lord the King and Commissioners of Oyer
and Terminer and Goal delivery for the said Town and the Districts
there of which day the said Sessions was by the said Justices Adjourned
to Wednesday the Twenty second day of April next ensuing to be held
at the Town Hall of the said Town at Eight of the Clock in the
Forenoon of the same day to do further as the said Court shall then
and there consider of

Wednesday the Eighth January 1772

Justices Present

Josias Dupre Esq^r Chairman

Warren Hastings

Samuel Ardley

John Smith

George Stratton

Henry Brooke

John Whitehill

George Mackay

Esq^r

The Court being called the Grand Jury sworn on both Commissions
were

George Smith Esq. Foreman

Tho. Porney
Charles Smith
John Hollond
John Macpherson
E. Monckton
Ch. Desoeux
Jas. Taylor
George Proctor

Jas. Hodges
George Savage
Wm. Hamilton
W. H. Torriano
John Huddleston
Ch. Edw. Jones
Cyles Irwin
Geo. And. Ram

M^r. James Call & M^r. James Johnson having been duly summoned & not attending to serve upon the Grand Jury are fined by the Court in the sum of five Pagodas each for 40 Shillings.

M^r. Edward Stracey & M^r. John Macpherson were fined at the last Session for not attending upon the Grand Jury being both Aldermen, & the Court having referred to an opinion of Council in England which says that Aldermen being Judges of a Court may not be compelled to serve upon Grand Jurors their fines remitted.

The Chairman addressing himself to the Jury acquaints them that at the last Quarter Sessions a Presentment was made to the Court setting forth that it had come to the knowledge of the Grand Jury that an Assault and Battery was committed some time in the Month of July last on the Person of John Stewart near Cuddalore by some Seapoys said to have been ordered by George Dawson Esq. Chief of that Settlement to bring M^r. Stewart thither that upon this Presentment one of his Majesty's Justices of the Peace had made the necessary Enquiry and taken the Depositions of those who were supposed to have been concerned in or to have had any notice of this Affair that from these Depositions it appears to the Court that the Fact charged in the said Presentment was committed in the District of Travendupuram which is not within the Jurisdiction of the Court, consequently not cognizable by this Court, that the Charter leaving them

them in some doubt in respect to Extent of their Jurisdiction they lately in their Character of President & Council wrote for and obtained the Opinion of Council on this subject that this Opinion confines their Jurisdiction to the immediate Bounds of the Company's several Factories that if therefore upon further Enquiry they shall find that any illegal Act has been committed within the Bounds of Cuddalore which is one of these Factories they may form a Bill of Indictment & the Court will take cognizance of it but should they find that any offence has been committed in the Districts of Travendupuram that being out of the Bounds of Cuddalore & of their Jurisdiction they cannot proceed upon such a Bill of Indictment they then withdrew an Officer being sworn to attend them.

After some Time one of the Members comes in to Court and Desires that M^r. John Stewart may be sworn to give Evidence to the Grand Jury which being done he retires soon after another of the Jury comes in to Court & requests in their name that the Depositions taken by the Justice of Peace in consequence of the Presentment made at the last Session may be delivered to them - he is informed that as there is nobody bound over to prosecute, the Depositions have not come before the Court, but that the Justice who took them may give the Grand Jury any Lights he pleases - M^r. Mackay accordingly delivers to him the Depositions for their Inspection he then withdraws.

Soon after a Member of the Grand Jury comes in ^{to Court} and desires that yor Mahomed Irmadar may be sworn to give Evidence to the Grand Jury which being done he retires.

The Court having sat late & the Grand Jury having no Business ready for them they adjourn till to morrow morning at eight o'clock for continuing the Sessions.

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Thursday the 9th January 1772
Justices Present as yesterday

The Court having been opened After some ^{time} the Grand Jury send into desire the Clerk of the Peace may attend them ^{time} hidden so and on his return he informs the Court that the Grand Jury have requested him to assist them in making out a Bill of Indictment. The Court desire him to acquaint the Grand Jury in reply that the Matter should come before them in the Form of a Presentment, and then if there be sufficient Grounds, a Bill of Indictment may be formed thereupon - The Clerk of the Peace delivers this message and returns into Court - a short Time after the Foreman comes in and repeats the same Request, adding that the Chairman in his speech yesterday told them they might make out a Bill of Indictment the Chairman replies that he did so, but upon searching the Law Books since he finds that he was mistaken. The Foreman then withdrew.

The Grand Jury come in to Court and make the following Presentment which is publicly received

Madraspatnam

We the Grand Jury of the Town of Madraspatnam Sworn to inquire for the Body of the said Town being Just and truly sensible of the many advantages arising to this Place by the gracious Dispensation of the Royal Charter as it has conveyed with it the Laws of England and provided the means of putting those Laws in execution

Do therefore present to this Honorable Court that on the 30 day of July last in the year of Our Lord 1771 And in the eleventh year of the Reign of our Sovereign Lord George the Third

5
Third King of Great Britain &c George Dawson Esq^r Chief of the Factory at Cuddalore then dwelling in the Garden House of the United East India Company near Cuddalore aforesaid was wilfully and feloniously Accessory aiding and abetting to an Assault Battery committed on the Body of John Stewart, by ordering, Commanding and directing Charles Pegge a Sergeant in the Military Service of the United East India Company to detach and send a Party or Guard of Armed Seapoys also in the Service of the said United Company and then under the Command of George Dawson Esq^r to bring back the Body of the said John Stewart by force to him at Cuddalore, And did direct and order the said Charles Pegge that in case of any resistance being made by the said John Stewart, they the said Seapoys knew their duty and what they had to do, And that in obedience to these Orders given by the said George Dawson Esq^r the said Charles Pegge Sergeant did order and detach yar Mahomed Jemadar of Seapoys with six Seapoys to wit Veeraga Naick, Veeratachellom, Cooty, Mootoo Shaunarah, Veeratachellom, and Veeratarauz, to bring back the said John Stewart giving them the same Orders which he had received from George Dawson Esq^r And which the said yar Mahomed Jemadar declares to have received from the said Charles Pegge Sergeant. And that the said George Dawson Esq^r on the same day at the same place and about the same time of the day as the aforesaid Orders were received by yar Mahomed from the said Charles Pegge Sergeant did by an Interpreter order and command the said yar Mahomed to take eight Seapoys, and go with them after the said John Stewart who was gone out of the Bounds of Cuddalore, and bring him back, and that in obedience to the Orders aforesaid so given and received the said yar Mahomed did go with an Armed Force, or a party of Seapoys after the said John Stewart and came up with him between the hours of seven and eight o'clock of the Evening of the aforesaid thirteenth day of July at a Choultry near a Village called Lunganah Coupan, near to the Factory

2 6.
Factory of Cuddalore and then and there the said near Mahomed
Jemadar, Oudraug Maich, Venkatachellum looty, Mootoo
Shaunarah, Venkatachellum & Venkataraw, Seapoyes under his
Command did feloniously make an Assault & Battery on the
Body of the said John Stewart, by discharging their Muskets
at the Person of the said John Stewart, and him the said John
Stewart did feloniously wound with a musquet Ball, which
entered the upper part of his left Hip, to the great endangering
of his life, and carried him back Prisoner to the House of the
said George Dawson Esq. near Cuddalore, who ordered him to
be carried a Prisoner to the Hospital in Cuddalore to have his
wound dressed.

And do further present that it has come
to the knowledge of this Grand Jury that some time in the
Month of August 1771 Acertain Boats crew or a part of them
did feloniously steal or Rob a certain sum of Money; belong-
ing to one of the Officers of the Ship Talbot then in this Road
And that the said Boats crew, or any of them have not been
taken into the Sheriffs Custody, or brought to a Trial as the
Law directs.

All which Matters and Things are contrary to the
Peace of Our Sovereign Lord the King his Crown and Dignity

James Hodges	George Smith
George Savage	Thom. Torney
W. Hamilton	Lt. Smith
W. H. Torney	John Holland
John Huddleston	John Macpherson
Lt. Edw. Jones	Ed. Morickson
Cyles Irwin	Lt. Desvoeux
Geo. and M. Rarn	Jam. Taylor
	Geo. Proctor

It being late the Court adjourn till
tomorrow Morning at 8 o'clock for continuing the Session.

Friday 10 January 1772
Justices Present as on the 8

The Court being opened the Grand Jury
come in and having answered to their Names are asked if they
have any Business— the Foreman replies that the Jury will draw
and after wards inform the Court.

The Court having waited some time with-
out receiving any Answer from the Jury send the Clerk of the
Peace to desire the Foreman to come in to Court, he accordingly
does so, and being asked whether the Jury have any further Business,
he says he will inquire and let the Court know.

Soon after the Grand Jury came in and having
answered to their Names are asked if they have any further
Business & replying in the Negative the Chairman addresses
himself to them as follows.

The Presentment of the Grand Jury
now before the Court Charges an Assault and Battery to have
been committed on the Body of John Stewart at a Choultry near a
Village called, Congana Coupan, near to the Factory of Cuddalore by
certain persons named in the said Presentment by discharging their
Muskets at the person of the said John Stewart and wounding him;
And the Presentment further Charges that George Dawson Esq.
Chief of the Factory at Cuddalore was wilfully and feloniously
Accessory, Aiding, and abetting, to the said Assault and Battery by
Commanding and directing one Charles Pige a Sergeant in
the Military Service of the East India Company to send a party
or Guard of Armed Seapoyes ^{to bring} back the said John Stewart to Cuddalore
and by giving the like Orders by an Interpreter, to the Seapoyes
who were sent for that purpose.

Supposing the Fact to be as is Stated
in the presentment & take the Question before the Court to be—
whether

whether the Orders given by Mr Dawson were or were not Lawfull. If they were lawfull no Indictment can be against a Man for a lawfull Act.

John Stewart upon whom the Assault and Battery is said to have been Committed was a writer in the East India Company Service under the usual Covenants. he received the same allowances and salary as are usually given to others in the like Station which was all he had any right to claim. Nevertheless he thought fit in the year 1769 to abandon the Companys Service in which he was engaged and fled into the Jurisdiction of some or one of the Neighbouring Princes and at the same time addressed a Letter to the then Governor and Council of this Settlement of Fort St George enclosing therein his Covenant with the Company, and formally declared in the said Letter signed by him his refusal to serve the Company any longer, adding to this refusal, terms of Insult and reproach which He forbear to repeat as they will appear, when need shall require.

We are of Opinion that the former Surrender signed by the said John Stewart of his Covenants, the declaration under hand of his refusal to serve the Company, and the proof of the Oath of that resolution by his desertion and flight did effectually protect him from all claim to the Advantage of that protection which the Company are bound to give to their servants and others being in the East Indies within their Licence and that he became from that Moment Subject to all penalties which all his Majestys Subjects other than such as are lawfully authorised thereunto who are found in the East India Company liable to.

By an Act passed in the 5 year of the Reign of King George the 4 all such persons are declared guilty of a high Crime & Misdemeanor and are made liable to Corporal punishment Imprisonment or fine for the same at the discretion of such of his Majestys Courts of Record at Westminster where the prosecution for such offence shall be commenced. And every person so offending may be seized and brought to England and Committed to gaol there by any one of his Majestys Justices of the peace with sufficient

sufficient Security be given to Appear in the Court where such prosecution shall be commenced.

The precise manner and from in which such persons may be so seized is not set forth in the Act, but as the power is granted to the Company and by them to their Governor and Council in their Corporate Capacity and not in the Character of Justices of the peace, which Character the Governor and Council derive from another Charter. in their Corporate Capacity they have no Controul over the peace Officers, and Consequently having no Lawfull Authority, to Issue precepts or Warrants, to the Sheriff constables or other peace Officers to seize undisciplined persons. We are of Opinion that they may lawfully use for that purpose a Military Force which is the only force or power the Governor and Council in their Corporate Capacity can Command.

We are therefore of Opinion that the Order given by Mr Dawson as stated in the presentment to Sergeant Pige and to the Sepoys to seize the person of John Stewart and bring him back to Cuddalore was a lawfull Order, and that neither Mr Dawson who gave it nor the persons who executed it, can be questioned in this Court for the same, and consequently that the Presentment having no lawfull ground no further proceedings can be had thereon.

With respect to the Presentment of certain Boats Crew or a Part of them for stealing a certain Sum of money belonging to one of the Officers of the Ship Talbot, the Chairman informs them that the Court cannot but consider it as unlawful and highly injurious to them because it is conceived in such general Terms that it can Answer no one purpose but to degrade the Magistracy in the Eyes of the ignorant Natives that if they had pointed out any particular Justice who had neglected or refused to do his duty the Court would then have been able to proceed upon their Presentment, but as the Charge is brought against the whole

10.
whole Court they cannot but consider it as a Defamation because it has not been in their Power to bring the Offenders to Justice - that the individual Justice before whom this Matter came did inquire into it but was unable to take up the suspected Persons and they ought to have concluded so since they can produce no reason to the contrary

The Foreman replies that when the matter comes before the Grand Jury generally, they can only present it in that manner. The Chairman acquaints him that in their Presentment they say that an offence has been committed and that Justice has not inquired into it which is contrary to Law a positive Charge unsupported by the least Reason or Proof whatever.

The Grand Jury having before acquiesced the Court that they had no further Business they are dismissed and the Court adjourn till Wednesday the Twenty second day of April next for holding another Sessions.

H. Curia

Town of Madraspatnam

At a general Quarter Sessions of the Peace
Sessions of Oyer & Terminer & Goal Delivery of our Sovereign Lord the King
holden for the Town of Madraspatnam at the Town Hall of the said
Town on Wednesday the 22 day of April in the Thirtieth year of our
Sovereign Lord George the Third by the Grace of God of Great Britain
France & Ireland King defender of the Faith & so forth and in the year
of our Lord one thousand seven hundred and seventy two before
Josias Dupre John Smith & George Stratton and other their Associates
Justices of our Sovereign Lord the King Commissioners of Oyer &
Terminer and Goal Delivery for the said Town and the districts
there of which day the said Sessions was by the said Justices adjourned
to Wednesday the 8. of July next ensuing to be held at the Town Hall
of the said Town at eight o'clock in the Forenoon of the same day to do
further as the Court shall then & there consider of

Wednesday the 22 April

Justices Present

Josias Dupre Chairman

John Smith

George Stratton

Henry Brooke

John Whitehall

Charles Smith

George Mackay

} Esq^s

The Court being met the Grand Jury sworn on
both Commissions were

George Smith Esq^r Foreman

Thomas Porney

George Savage

Col. Asst. Dent

Charles Mordant

John Hudleston

Eyles Irwin

Samuel Statham

Thomas Pelling

John Mc Therson

Edward Saunders

James Hodges

Wm. Harrington

James Call

George Proctor

Joseph Dixon

George Taswell.

12. An Officer being sworn to attend them they withdrew

The Coroner delivers in two inquests taken by him Viz!

One on the Body of Melanah } Verdict Felodese taken 20 March 1772

One on the Body of Dusen } Verdict Visitation of God taken 20 April

One of the Grand Jury come into Court to see Mr Charles Dorch sworn to give Evidence to them on a Bill against Daniel Shaw for Felony

James Bryant, brought to the Bar his Crime (for an assault & Battery) read is asked if he has got sureties for keeping the Peace he replies that he has none - he was then remanded back to Prison.

The Grand Jury come into Court and being called over answer to their names when they deliver in a Bill of Indictment against Daniel Shaw for Felony. Indorsed Bill a Bill the Court then proceeded to the trial of Daniel Shaw who being brought to the Bar is arraigned as follows

Clerk of the Peace Daniel Shaw hold up your hand - you stand indicted by the name of Daniel Shaw of Madraspatnam Attorney, on Thursday the 6th day of February in the twelfth Year of the Reign of our Sovereign Lord George the Third now King of Great Britain &c by Force and Arms &c under the Sea Gate within the Town of Madraspatnam aforesaid, one Promissory Note for the Sum of Sixteen Pagodas and eighteen Fanams Current Money of Madras or six Pounds twelve Shillings Sterling, by him the said Daniel Shaw given to one Davary, then and there being, from the said Davary, felonously he did take, steal and destroy and so destroyed did bear away, against the Peace of our Sovereign Lord the King his Honour and Dignity.

13. Clerk of the Peace Now say you Daniel Shaw are you guilty of the Felony whereof you stand Indicted or not Guilty.

Prisoner Not Guilty

Clerk of the Peace How will you be tried

Prisoner By God and my Country

Clerk of the Peace God send you a good deliverance

Clerk of the Peace you the Prisoner at the Bar, these Good Men whom you shall hear call & personally do appear are to pass between our Sovereign Lord the King and you upon your Trial of ^{your} life and death if you will - Challenge them or any of them your time is to speak unto them as they are called to be sworn & before they are sworn.

The following Jury was then sworn the Prisoner declaring he had no objection to them Viz!

Mess ^{rs} Andrew Rof	Mess ^{rs} Thomas Popham
Henry Dupuy	John Jackson
Christopher Macklin	John Robinson
David Lewis	Simon Harmon
William Harrison	
Daniel Cryer	
James Stringer	
Edward Ryland	

Clerk of the Peace Gentlemen of the Jury - look upon the Prisoner & hearken unto his Cause you shall know that he stands indicted by the name of Daniel Shaw of Madraspatnam Attorney ^{on Thursday} the 6th day of February ^{where} the Indictment was made again as in the Arraignment - upon this indictment he has been arraigned and has pleaded not guilty & and for his Trial has put himself upon God & his Country, which Country you are - your charge is to enquire whether he is guilty of the Felony whereof he stand indicted or not guilty If you find him guilty you are to enquire what good & Chattels Lands or - Tenements he had at the time of the Felony committed or at any time since If you find him not guilty you are to enquire whether he fled for it, If you find that he fled for it you are to enquire

14.
enquire of his goods and Chattels Lands & Tenements as if you had found him guilty, If you find him guilty and that he did not fly for it you are to say so and no more, so hear your Evidence.

An Interpreter was then sworn to Interpret Malabars, When Dewroy was called & sworn after the manner of the Malabars.

Clerk of the Peace relate to the Court what you know of the Felony where of the Prisoner stands indicted

Deponant M^r Shaw owed my Brother Chingleroy sixteen Pagodas eight fanams Chingleroy demanded this money from the Prisoner for three Months but he did not discharge it the Prisoner granted a promissary note payable to me for that sum and gave it to Chingleroy payable at 10 days sight Chingleroy gave it to me one day before the note was due I presented it to the Prisoner he told me it was not due, I asked him If I should call the next day, but he told me to come on the Monday, I then went away the Prisoner telling me he was going to get the money to pay me, and desired me to come the next day. I went on Tuesday morning and the Prisoner desired me to come after dinner, I did so and he ordered me to wait till the Dubash came, he then went out & I waited till seven in the Evening & then came away, I called at his house the next day but neither found the Prisoner or dubash there, the Prisoner owed my Master M^r Goodlad five Pagodas for which he delivered a note at the same time which he paid but for the Payment of the other desired him to call another time, the Peon who carried the note returned some after waiting half a Malabar hour, by chance

I heard (M^r Shaw) the Prisoner was at the Sea gate I went there and found him walking with two or three Gentlemen, I waited

till those Gentlemen left him and as he was standing at the Publick sale M^r Dark being there also, I presented the note to

M^r Dark told him the note had been due some days and that the Prisoner had refused to pay me, M^r Darke advised me to sue

him

15.
him, if he did not pay, I then went to the Prisoner and presented the note at the same time telling him it had been due 5 or 6 days he told me I might go and wait at his house, I said I had been there and that as he had put me off from time to time I delivered it there the Prisoner then snatched the note out of my hand tore it & put it in his pocket - M^r Dark stood by & he told this Circumstance to him to be a Testimony whilst he was talking to M^r Dark the Prisoner kicked him three times M^r Darke's Servant advised him to go home & he did.

Q^d from Prisoner Did you not Expose the note to Publick view at the Outery

Deponant When I went to the Prisoner I found him Alone and shewed it him secretly

Q^d from the Court Did you shew it to any but M^r Darke

Deponant No

Chairman Did you give the Note or did the Prisoner snatch it

Deponant He snatched it M^r Goodlads Kookah burdane saw it but he does not know who else was present

Prisoner Did not I tell you when I tore the note to Expose one at the Sea gate but to come to my house and I would pay it

Deponant I did not hear him

Prisoner did not I offer you the money before you made oath the Justice

Deponant After the Complaint was made the money was offered to him but whether he had sworn to the information or not he does not remember - this was 3 days after the note was torn

Prisoner Why did you not receive the money

Deponant I did not chuse to receive it after I had made the Complaint

Prisoner Was not you advised by two or three people not to receive the money but to prosecute

Deponant Nobody advised me

Clerk of the Peace Was it before or after the Outery that he Presented it

Deponant At the Outery

Court How far was the Prisoner from the other people

Deponant behind the People,

Court

Was any body present when the Prisoner kicked him?

Deponent

Several People saw it

Mr Charles Darke being called & sworn deposes as follows
vizt

I was at the sea gate the 6th of February where I saw the Prisoner tearing a Paper - immediately after Deveroy came to me and told me that the Prisoner owed him some money upon a note and that upon presenting it he tore the note & put it in his Pocket and that he saw Mr ^{Shaw} kick him - and upon telling him he had done wrong - and that the man was Mr Goodlad servant who would be much displeased - the Prisoner replied that he did not care whose servant he was that if he had been a European he would have done the same - he then told him to go to his Master he recollects to have told Deveroy about an hour before that he had better carry the note to his (the Prisoners) house and if he did not pay him to see him

Q^d from Prisoner Did not say Deveroy had exposed me at the sea gate which was the reason of my kicking him.

Deponent

I heard him say some thing but he was so in a violent passion that I did not understand him I think on recollection the Prisoner said he had told Deveroy it was an improper place to deliver a note in and demand money.

Court

Was there any people ^{who} saw him tear the note

Deponent

Several people saw him particularly my servants

Clerk of the Peace

Now came the Prisoner as near here

Deponent

Deveroy came up to me & the Prisoner followed.

Clerk of the Peace

Have you any further Questions to ask

Peace the Prisoner

Prisoner

No I have not

Clerk of the Peace

you have heard what the several witnesses say against you what have you now to say for yourself.

Prisoners Defence.

I was standing at the seagate at Outery and that Deveroy came up and tapped me on the shoulder very impudently upon my turning round Deveroy presented a note of hand & told me that he had been several times at my house & my Dubash had put him off from time to time and desired to know the reason. I told him the sea gate was not a proper place to bring a note to that if he would call at my house I would enquire and order my dubash to pay it - upon which he said he would be paid there & exposed the note to a number of People & spoke of me in a very insolent manner to those persons being enraged at his Behaviour and said that my note should be exposed at the sea gate I desired him to give me the note which he did I then told him I would not suffer him to expose my character in such a manner but that if he thought proper to call at my house he should be paid and being in a violent passion I took and tore the note before three or four hundred people I remained there better than half an hour and being a little calm went home to seek my dubash but he was gone to dinner & in the evening came in I told him of Deveroy's behavior and was angry with him for not discharging the note & desiring him to pay it when demanded I expected Deveroy would call for the money but instead of his doing so I was informed 2 days after that he had complained to a magistrate - I looked for him & when found offered him the money - I likewise got two or three people to go with me to tender the money he said he had no objection himself but was forbid to do it by two or three on whom his Bread depended as for having any evil Intentions in tearing the note I had not neither did I intend to refuse payment of it but on the contrary took the necessary steps to pay him & my tearing the note was not the effects of Passion.

Singapah a native called upon & sworn on the Part of the

the Prisoner. after the manner of his last

Clerk of the Peace ~~Mr. Shaw~~ do you know the Prisoner

Deponent I am Head Dubash to him

Clerk of the Peace How long have you known him.

Tingrepah Four Years

Clerk of the Peace Do you know of any note the Prisoner gave to one Deveroy

Tingrepah I do that it was payable in 20 Daysight and given to Chingleroy for 16. 18 Sanams dated 15 or 16 February my Master (the Prisoner) told me he had given a note of hand as did Chingleroy the day before the note was due Deveroy brought me the note I desired him to carry it to my Master, ^{my master} sent for me immediately after & desired me to tell Deveroy to bring the note when it was due. My master asked me If I had collected money for him. Deveroy brought the note on Saturday and the Prisoner and self told him it should be paid on Tuesday but no Deveroy came on Thursday or Friday. My Master (the Prisoner) came home and told me that Deveroy had exposed him at the sea gate and asked why I had not paid the note I told him that Deveroy never came to me my Master then told me that Deveroy would come & when he did to discharge it I waited 3 days and Deveroy did not come of which I informed my Master My Master desired me to carry the money to Mr. Goodlad house and pay it to Deveroy. I went accordingly and offered him the Money but he told me he could not receive the money without his Master's Orders, Mr. Goodlad's writer Mootiah Deveroy told me that without Mr. Brookes orders he could not. I returned and acquainted my Master of this.

Prisoner One Singanah Vera Permal & Tingrepah went to Deveroy he in Chindadree pettah to pay him but he was out they then returned this happened 3 or 6 days after the note had been to next day while Tingrepah was with me at my house Mr. Brookes sent for him.

Nerniah being called & sworn after the manner of

of his last deposite as follows.

Clerk of the Peace Do you know the Prisoner

Nerniah Yes I have known him these 2 years

Clerk of the Peace Do you know Deveroy

Nerniah Yes

Clerk of the Peace Did he ever see Deveroy at the Sea Gate

Nerniah I went to the Sea gate to buy some things to sell again and I saw the Prisoner sitting there I offered to buy some Glaspware from him while Mr. Shaw was there Deveroy put his hand on the Prisoners Shoulder & showed him a paper & whilst Mr. Shaw was reading it I went away. Was not he in a passion when Deveroy gave him the Paper.

Court I do not know

Court did any words pass between the Prisoner & Deveroy

Nerniah No.

Vera Permal being called & on the part of the Prisoner sworn After the manner of his last.

Clerk of the Peace Do you know the Prisoner

Vera Permal I have known him 5 years

Clerk of the Peace Do you know Deveroy

Vera Permal He is a servant to Mr. Goodlad

Clerk of the Peace Relate to the Court what you know of the Prisoner & Deveroy

Vera Permal Some time in last Month the Prisoner met me in the Fort and told me he owed some money to Deveroy on Chingleroy's account & that Deveroy had come publicly to him at the Sea gate tapped him on the Shoulder and demanded the money in an impudent manner that he out of passion tore the note of hand and knowing that he had done wrong and therefore desired me to send for Deveroy & make up the matter. I went to him desiring to speak to him he sent word that he was busy & would speak another time & that same day called at my house I related what Mr. Shaw had

had told me and desired him to make it up amicably And not proceed too far as he saw the prisoner was sorry for it - he said it was out of his power as the matter was gone too far. the same evening Mr Shaw came and asked me what I had done I told him I had tried but could do nothing he pressed me to try again I went to Chindadne petlah where he used to live but he was not at home.

Prisoner Did not devery say it was not his fault that the matter was not settled.

Prisonal. he said he could not make it up.

Clerk of the Peace Have you any more Questions to ask this Deponant

Prisoner I have not

Clerk of the Peace Have you any more witnesses to call up

Prisoner No - I hope that my character such that the jury will not think it was done with any ill intention.

the Chairman having summed up the Petition they withdrew an officer being sworn to keep them after some time a Verdict was proclaimed the jury came in to Court & being called over answered to their names.

Clerk of the Peace Gentlemen are you agreed of your Verdict

Jury Yes

Clerk of the Peace Who shall say for you

Jury Our foreman

Clerk of the Peace Look upon the Prisoner at the Bar How say you is he guilty of the Felony where of he stands indicted or not guilty.

Fore Man Not Guilty

Clerk of the Peace Did he fly for it

Fore Man No

Which being recorded

Clerk of the Peace Gentlemen of the Jury hear him unto your Verdict as the Court shall direct

Court have recorded it you say that Daniel Shaw is not guilty of the Felony where of he stands indicted & that he did not fly for it & so you say all.

Jury

yes The Prisoner was then discharged & it being late the Court adjourned till to morrow morning at 8 O'clock for continuing the Session.

Thursday the 23 April 1772

Justices present as yesterday

The Court being duly opened after setting some time the Grand Jury come in and having answered to their names delivered the following presentment.

Madraspatnam

We the Grand Jury of the Town of Madraspatnam: sworn to inquire of the Body of the said Town, being justly & Truly sensible of the many advantages arising to this Place by the gracious Dispensations of the Royal Charter, as it has conveyed with it the Laws of England, & subscribed the methods of putting those Laws in to execution.

Do therefore present that it hath come to Our knowledge that one James Bryant was committed to the Prison of this Town by a Warrant under the Hand and Seal of George Statton Esq: One of His Majestys Justices of Peace for this Town and the Districts thereof, for an Assault and Battery committed on Elizabeth Bryant his Wife by having violently beaten and otherwise illused her, on or about the 19th of November, and also for a Breach of the Peace against Frederick Fabricius on or about the 25th day of November, in the year of Our Lord 1771 at the Handle Companys Factory at Vizagapatnam, and that the said James Bryant being actually at this time in the Goal of this Town, that the Evidence against him have not been produced in Court as the Law directs, by which means the said James Bryant remains in Detraunce.

All which matters and things are contrary to the Peace of Our Sovereign Lord the King His Crown and Dignity

William Hamilton	George Smith
W. Huddleston	Thomas Porney
Jas. Call	John M. Wherson
Offles Irwin	George Savage
George Forster	Edw. Saunders
Jam. Mattham	Ed. Dent
Joseph Dixon	James Hodges
Thom. Pelling	Charles Mordant
George Caswell	

the Court then adjourned to Wednesday the 8 July at 8 O'clock in the Forenoon for holding another Session

H. M.

Town of Madraspatnam

At a general Quarter Sessions of the
Peace Sessions of Oyer and Terminer and Goal Delivery of our Sovereign
Lord the King holden for the Town of Madraspatnam at the Town hall
of the said Town on Wednesday the eighth day of July in the Thirteenth
year of the reign of our Sovereign Lord George the Third by the Grace of
God King of Great Britain France and Ireland King Defender of
the Faith & so forth and in the Year of our Lord one thousand seven
hundred & Seventy two Before Josias Dupre John Smith & George
Stratton and others their Sociates Justices of the Peace of our Sovereign
Lord the King & Commissioners of Oyer and Terminer & Goal Delivery
for the said Town & districts thereof on which day the said Sessions
was by the said Justices adjourned untill Wednesday the 21st October
next ensuing to be held at the Town Hall of the said Town at 10 o'clock
in the Forenoon of the same day to do further as the said Court shall
then & there Consider of—

Wednesday the 8th July 1772

Justices Present

Josias Du Pre Esq^r Chairman
John Smith
George Stratton
Henry Brooke
John Whitehill
John Mat Stone
George Mackay

Esq^r

The Court being Called the Grand Jury Sworn
on both Commissions Were. Viz!

George Smith Esq^r Foreman

Mess^{rs}

Archdale Palmer

Edward Saunders

Cotton Boweth Dent

Wm Hamilton

John Hudleston

James Call

Charles Edrd Jones

Mess^{rs} George Proctor

William Turing

Thomas Falk

Samuel Statham

Joseph Dixon

Thomas Pilling

George Taswell

The Grand Jury being sworn withdrew an officer
being sworn to attend them

John Crisp being called upon to give Evidence on
a bill of Indictment against Pitchanah & Pandararn not being
in Court forfeits his Recognizance

Swamy sworn a Bill of Indictment against Mootiah
to give Evidence to the Grand Jury

Mootiah called forth on his Recognizances appears

The Grand Jury come in and present a bill of
indictment against Mootiah for an Assault Indorsed Billa Vera
who was the Called to the Bar an Interpreter being sworn to
interpret to him & for the Deponents

At the Peace Mootiah hold up your hand you stand indicted by the name of
Mootiah of Madraspatnam Dubash^{for the} on the twenty third day of June
in the twelfth year of the Reign of our Sovereign Lord George now
King of Great Britain &c. with Force and Arms &c. within the Town
aforesaid in and upon Mootie a Water Carrier then and there being
in the Peace of God and of our Sovereign Lord the King did make an
Assault and him the said Mootie did beat wound and evil entreats
the great Damage and Hurt of him the said Mootie and against
the Peace of our Sovereign Lord the King his Crown and Dignity
how say you Mootiah are you guilty of the Assault & Battery where of

24
Of you stand Indicted or not Guilty.

Prisoner Not guilty.

Clerk of the Peace How will you be tried

Prisoner By God and my Country

Clerk of the Peace God send you a Good Deliverance

The Petit Jury then were impanelled & being called on by the Prisoner at the Bar these good men whom you shall be called are to pass between our Sovereign Lord the King and you your Trial if you will challenge them or any of them your task is to speak to them as they are called to the bar to be sworn & if they are sworn.

The following Jury was then sworn the Prisoner declaring he had no Objection to them Oath.

Messrs. Andrew Ross

Charles Bromby

Christopher Machlin

William Harrison

Robert Williamson

Alexander Bonner

Messrs. Henry Reeves

Jamus Stringer

John Jackson

Edward Ryland

Simon Hammon

Fredrick Frank

Clerk of the Peace Gentlemen of the Jury look upon the prisoner & hear him his Cause you shall know that he stands indicted by the Court of Moorah, here the Indictment was read as in the arraigning upon this Indictment he has been arraigned & pleaded not guilty & for his Trial has put himself upon God & his Country and country you are your charge to inquire whether he be guilty of the Assault & Battery whereof he stands indicted or not If you find him guilty you are to inquire what goods or Land or Tenements he had at the time of the assault & Battery committed or at any time since. If you find him not guilty you are to inquire whether he did not fly for it if you find he fled for it you are to inquire of his good & chattels

25
Sentences the same as if you had found him guilty if you find him guilty and that he did not fly for it you are to say so & no more so hear your Evidence

Mootoo called & sworn after the Manner of the Parriars.

Clerk of the Peace Do you know the Prisoner

Deponent Yes when I drew water from the Well at the Church a Water-woman Borrowed my pot & broke it and afterward went toward Col. Woods house, I followed her & demanded the Pot she told me to go to the house I went after her & she went into the House and Brought out a Pot & gave me then she took it back & promised to give it me again the next day, The Prisoner then took a piece of firewood & beat me

Im from the Prison Did not you go into the House

Deponent No

Court Did he Beat you much

Deponent Yes six blows

There being no further Questions to ask this

Deponent Swamy was called & sworn after the manner of the Parriars.

Clerk of the Peace Do you know the Prisoner

Deponent I know him from the time he beat the Waterman When I was going to the Secretarys house I saw the Prisoner give Mootoo two or three blows with a stick about 3 feet long he had a knife on one side & a swelling in his Arms - the Prisoner having no Questions was put on his defence

Marrak Chetty & Gruapah Sworn to give evidence to the Grand Jury on a Bill of Indictment against Mookimarra the Court then proceed to the trial and Vinny as water woman on the Part of the prisoner is called & sworn after

after manner of the Parriars.

Clerk of the Peace Do you know the Prisoner and how long.

Deponent I have known him these 5 or 6 Months - I went to draw water in the Church yard - Mootoo drew water & gave it to me. his pot was broke, Mootoo & I quarreled he demanded the Pot from me I refused. and carried my water to Colonel Wood & Mootoo followed I went into the Cook room Mootoo came and pulled my cloth. I said you have no right to ask a pot from me & pushed him into the Street he came back and pulled me by my cloth. The other woman pushed us both out & went in again - Mootoo & the other woman quarreled, & I put them out of the house & Mootoo and I scolded other, Mootoo then shoved us against the wall & I left them. I said him he had no business in the House.

Clerk of the Peace Have you any Questions to ask this Witness

Prisoner No. Poney another waterwoman was sworn after the manner of the Parriars.

Clerk of the Peace Do you know any thing of the Prisoner

Deponent I have known him these 2 or 3 Months I went to the Church to draw Water Mootoo was there I desired him to draw water for two Women the other woman's pot was broke - Mootoo gave her for a Pot she said she would give him one they both went to Colonel Wood's house.

The Grand Jury come in and presented a Bill of Indictment against some 2 Boatmen Pitchmah & Pandaram Indorsed with a Verdict as to Pitchmah Ignoramus as to Pandaram.

The Deponent then continues her deposition that he followed the woman into the Cook room beat her against the wall & made a noise in the Street. He asked what was the Matter. The Prisoner gave him a

Couple of blows with a stick about a foot (half a yard) long & about as thick as my finger

Clerk of the Peace Did you see him after he was Struck

Deponent Yes there was a Mark on his hand and a bruise on his side.

The Prisoner having no Questions to ask all the witnesses being examined and he having nothing further to advance in his defence the Evidence being sworn up the Jury with drew an Officer being sworn to keep them

After a little time a Verdict was proclaimed

& the Jury came into Court.

Clerk of the Peace Gentlemen are you agreed on your Verdict

Jury Yes

Clerk of the Peace Who shall say for you

Jury Our Foreman

Clerk of the Peace Mootoo hold up your hand

to the Prisoner to the Jury Look upon the Prisoner at the Bar How say you is he guilty of the Assault & Battery where of he stands indicted or not Guilty.

Not Guilty which was recorded

Clerk of the Peace Did he fly for it

Jury No

Clerk of the Peace Gentlemen of the Jury hearken unto your Verdict as the Court have recorded it you say that Mootoo is not guilty of the Assault & battery where of he stands indicted & did not fly for it & so you say all

Jury Yes -

The Prisoner was then discharged

Pandaram admitted as an Evidence on the Bill against Pitchmah who is called to the Bar and arraigned as follows the Petition Jury being present.

Clerk of the Peace Pitchanah hold up your hand you stand Indicted by the name of Pitchanah of Madraspatnam Boatman ^{in that} on the twenty sixth day of June in the twelfth year of the Reign of our Sovereign Lord George now King of Great Britain &c by Force and Arms &c in the District of the Town of Madraspatnam aforesaid four half P of long Cloth the value of six Pounds eight Shillings Sterling of the Goods and Chattels of Captain Alexander Tod then and there being found in a Boat in the Road or Harbour of Madraspatnam aforesaid, feloniously You did take steal and bear away against the Peace of our Sovereign Lord the King his Crown and Dignity the Substance of which being explained to him.

Clerk of the Peace Now say you Pitchanah are you guilty of the felony & Robbery where of you stand indicted or not guilty

Prisoner Guilty He was then taken from the bar and the Court having no further Business adjourned till to morrow morning for continuing the Sessions at 8 O'clock

Thursday the 9th July 1772

Justices present as yesterday

The Court being Opened after sitting some time the Jury come in & present a Bill against Mooternarra for felony indorsed Nella Vera who is called to the Bar

Clerk of the Peace Mooternarra hold up your hand — you stand indicted by the name of Mooternarra of Madraspatnam Inhabitant on the seventh of January in the twelfth year of the reign of our Sovereign Lord George now King of Great Britain &c by force and Arms within the Blacktown of Madraspatnam aforesaid one Pair of Gold Co set with Rubies value ten Pounds one painted Turban value one Pound eight Shillings and some Gold Joy value

Pounds two Shillings and sevenpence of the Goods and Chattels of one Vencatachellum Dubash then and there being found in the Dwelling House of the said Vencatachellum feloniously You did take steal and bear away against the Peace of our Sovereign Lord the King his Crown and Dignity and the Jury aforesaid upon their Oaths aforesaid to further present that Mooternarra of Madraspatnam Inhabitant on the first day of May in the year aforesaid by Force & Arms within the Town aforesaid, one Chain and Beads of pure Gold value sixty two Pound eight shillings, one sash containing half a Piece of Muslin value one Pound one Pocket Book containing Papers to the Value of two hundred and eighty Pounds of the Goods and Chattels of the said Vencatachellum also Silver value twenty four Pounds of the Goods and Chattels of M^r Drake then and there being found in the Dwelling House of the said Vencatachellum feloniously You did take steal and bear away against the Peace of our Sovereign Lord the King his Crown and Dignity the above being explained to him the Court then Proceeded thus

Clerk of the Peace Now say you Mooternarra are you guilty of the Felony & Robbery where of you stand Indicted or not guilty

Prisoner Guilty

He was then taken from the Bar the Grand Jury afterwards came in and reported no more business on which account both Juries were dismissed for the Sessions & thanked for their Services.

Pitchanah called to the bar.

Chair Man you Pitchanah have been Indicted for Felony and Conscious of your Guilt you confessed your Crime & may Duty in consequence thereof to pronounce sentence against you which is

That you Pitchanah shall go to the Place from whence

whence you came & from thence to the Place of Execution & there you shall be hanged by the neck untill your Body is dead & the Lord have mercy on your Soul.

He was then remanded to prison

Mookernarra was then Called

Chairman You Mookernarra have been indicted for felony and a consciousness of your guilt prompted you to plead Guilty & in consequence of which it is my Duty to pronounce sentence against you which is.

That you Mookernarra shall go to the Place from which you came (the Prison) and from thence to the Place of execution there you shall hang by the neck untill your body is dead & the Lord have mercy on your Soul.

The Court adjourned till Wednesday 7 Oct. morning at 8 o'clock to hold another Sessions

J. Carr.

Town of Madraspatnam

At a general Quarter sessions of the Peace sessions of Oyer & Terminer & Goal Delivery of our Sovereign Lord the King - holder for the Town of Madraspatnam at the Town hall of the said Town on Wednesday the Seventh day of October in the thirteenth year of the Reign of our Sovereign Lord George the third by the grace of God of Great Britain France & Ireland King Defender of the Faith and so forth and in the year of our Lord one thousand seven hundred & seventy two Before Josias Du Pre John Smith Henry Brooke and other their Associates Justices of the Peace of our Sovereign Lord the King and Commissioners of Oyer & Terminer & Goal Delivery for the said Town and districts there of on which day the said Sessions was by the said Justices adjourned over unto Wednesday the 13 of January next ensuing to be hold at the Town Hall of the said Town at 8 o'clock in the Forenoon of the same day to do further as the said Court shall then & there consider of

Wednesday the 7 October 1772.

Justices Present

Josias Dupre Esq. Chairman

John Smith

Henry Brooke

John Whitehill

Charles Smith

Samuel Johnson

John Macwell Stone

George Mackay

Esqs

The Court being called the Grand Jury sworn on both Commissions were

George Smith Esq Foreman
M^{rs} Thomas Porney M^{rs} John Hollond
George Savage James Hodges
Edward Saunders Cotton Bower Dent
William Hamulton John Rudleston
Cyles Irwin William Wynch
Edrd John Hollond Samuel Statharn
Joseph Dixon William Paterson
Thomas Pelling William Turring

The Jury being sworn and the charge given they
drew and an officer was sworn to attend them
The Honble Josias du Pre sworn to
give evidence on a bill of Indictment against Richard Green for
Forgery as was captain Robert Wood

Maliah Vincatachellorn are also sworn to
give evidence on a Bill of Indictment against Chirina Payah for
Felony - an Interpreter is also duly sworn

After setting some time the Jury came in
and present a bill against Richard Green for forgery Indorsed
Ignoramus

The Court then adjourned till Wednesday the 21st
1772 for continuing the sessions

Wednesday 21 October 1772

Justices Present

Josias DuPre Esq. Chairman

John Smith

Henry Brooke

Charles Smith

Samuel Johnson

Ans. Maxwell Stone

George Mackay

Esq.

The Court being opened the Common Hall

in two Inquests taken by him Esq.

One on the Body of a Man } Visitation of God
his Name unknown Verdict

One on the Body of Diana Verdict Jelo de se

M^r Adam Sheriff appearing in Court, Capt.
Swethorn is called upon his Recognizance to prosecute him - but he
was absent and a letter from is read. To forfeit his Recognizance -

John Ward sworn to give evidence on a Bill of
Indictment to the Grand Jury against John Ruston for an
Assault

(The grand Jury some time after come in & present a
Bill against Chirina Payah for felony Indorsed Billa Vera
who is called to the Bar

Clerk of the Peace Hold up your hand, you stand Indicted by the name of Chirina
Payah of Madraspatnam Roundel Boy on Thursday the Twenty
third of July in twelfth year of the Reign of our Sovereign
Lord George now King of Great Britain &c with Force and Arms
&c within the Districts of the Town aforesaid one Silver Spoon
of the value of two Shillings Sterling of the Goods and Chattels
of John Whitehill Esq then and there being feloniously &c
did take, steal and carry away, against the Peace of our said
Lord the King his Crown and Dignity

Now say you Chirina Payah are you guilty of the Robbery
where of you stand Indicted or not guilty
which being interpreted to him

Prisoner Not Guilty

Clerk of the Peace Now will you be tried

Prisoner By God and my country

Clerk of the Peace God send you a good Deliverance

John Wood was sworn to give

evidence to the Grand Jury (one of their body attending) on a bill of Indictment against Fletcher & William Coats.

The Petty Jury unparoled being called over Clerk of the Peace you the Prisoner at the Bar these good men whom you shall hear called & personally do appear are to pass between our Sovereign Lord the King upon your trial - If you will challenge any of them your time is to speak to them as they come to the Box to be sworn before they are sworn.

The following Jury was then sworn the Prisoner declaring he had not any objection to them.

Miss Andrew Ross	Miss Henry Lawson
Henry Dupuy	John Robinson
Daniel Shaw	Michael Finell
Daniel Corrie	William Harrison
John Jackson	Christ. Macklin
Simon Harrison	Edward Ryland

Clerk of the Peace Gentlemen of the Jury look upon the Prisoner & hearken unto his cause you shall know that he stand indicted by the name of (here the indictment was read as in the arraignment) upon this indictment he hath been arraigned & hath Pleaded not guilty for his trial hath put himself on God & his Country which Country you are your charge is to enquire whether he is guilty of the Felony whereof he stand indicted or not guilty if you find him guilty you are to enquire what goods or chattels Lands & Tenements he had at the time of the Felony committed or at any time since. If you find him not guilty you are to enquire whether he fled for it, if you find that he fled for it you are to enquire if his Goods or Chattels Lands or Tenements be the same as he had found him guilty if you find him not guilty & that he did not fly for it you are to say so & no more & hear

Evidence the Court then Proceed to the Trial &

Maliah Was called and sworn after the manner of the Parriars

Clerk of the Peace Do you know the Prisoner

Deponant I have known him since he served Mr Brooke

Clerk of the Peace Do you know any thing about a Silver Spoon that was stole

Deponant - On Thurs day night about 2 Months ago I waited at Mr Whitehills Sideboard - Mr and Mrs Brooke went away & the Prisoner went to light a Candle I having occasion to go to the Butlers godown desired the Peon to take care of the Side board - he said "would" & on coming back I saw the Peon taking the spoon from him & asking him where he got the Spoon he replied that it was his masters the Peon then took it from him & went to tell his Master I accompanied him & he told my Master (Mr Whitehills) asked whose servant it was he replied Mr Brookes My Master then sent the Peon and Roundel Boy to Mr Brookes with the Prisoner

Court Did the Peon take it from the Prisoner or did he offer it

Deponant He hid it under his cloth & the Peon took it from him and being shown the Spoon says he tried it with the Case & it fitted

Jury Were all the spoons in the Case when you left it

Deponant. Yes -

Clerk of the Peace Have you any Questions to ask this Witness

Prisoner No the Spoon upon the table & I took it up but did not conceal it.

Vincatashillum was then called & sworn after the manner of his last

Clerk of the Peace Do you know the Prisoner

Deponant yes in July last on a Thursday at Mr. Whitehills Gardens. I watched the sidboard till 8 O'clock - and there left the Housekeeper in charge of it and went to sit down on the steps - I returned to the sidboard and the Housekeeper desired me to wait till he returned. I then went to light a Candle & stood by the door to see what the Prisoner was doing. The Prisoner laid his hand on the case & with drew it on seeing a Gentleman afterwards I saw him take a spoon out the case & put it under his cloth the Prisoner then came to the Door where I stood and I saw and took the spoon from him I asked him how he came by the spoon he sayed it was his Masters I told him I saw him & then carried him to my Master.

And being shown the spoon declares it to be the same,

Clerk of the Peace have you any Questions to ask this Witness.

Prisoner No. it layed on the table & I took it up but did not conceal it.

The Prisoner having no Questions to ask the Chairman Summured up the Evidence to the Jury & an Officer being sworn to keep them they retired & a little time after a Verdict was proclaimed & the Jury came in to Court and answered to their names.

Clerk of the Peace Gentlemen are you agreed of any Verdict.

Jury Yes

Clerk of the Peace Who shall say for you

Jury Our foreman

Clerk of the Peace Look upon the Prisoner - how say you is he guilty of the Felony where of he stands indicted or not guilty.

Jury Guilty

which was recorded

Clerk of the Peace Gentlemen of the Jury has your Verdict as the Court have recorded it you say that Christina Paget is Guilty of

Felony where of he stands Indicted & so you say all
Jury Yes The Prisoner was taken from the Bar

the Court adjourned till to morrow morning at 8 O'clock

Thursday the 22 October

Justices Present

Josias Dupre Esq. Chairman

John Smith

Henry Brooke

Charles Smith

Samuel Johnson

John Maxwell Stone

George Mackay

} Esq.

Mr. Daniel Shaw Mr. Christ. Macklin

Mr. Willm. Harrison Mr. Abner Mr. J. Robinson Mr. John

Jackson Mr. J. Popham Mr. Willm. Mathison are fined 5

Pagodas (or 40 Shillings each) for being absent as also Mr. Bromley

Mr. Trutback Mr. Robert Willharrison Mr. Thomas Hale

Mr. Adrian Forebuck

The Court having sat some time the Grand Jury came in & having answered to their names deliver in 3 Bills of indictment against William Coats John Ruston & Fletcher for felony indorsed Billa Vera

William Coats was then called to the Bar

Clerk of the Peace William Coats hold up your hand you stand indicted by the name of William Coats a Sailor in the Service of our sovereign Lord the King on or about Sunday the twenty third day of August in

in the twelfth year of the Reigne of our Sovereign Lord George now
King of Great Brittain &c with Force and Arms &c within the Town
of Madraspatnam aforesaid upon William Guymore in the Name
of God and of our said Lord the King there and there being feloniously
did make an Assault and hurt the said William Guymore did
in bodily Fear and Danger of his life & such sum Pagodas that
is say fifteen three Swarny Pagodas and one Star Pagoda
amounting to seven Pounds and twelve Shillings or thereabouts
Sterling Money of Great Brittain the Property of him the
William Guymore, from the Person and against the Will of
the said William Guymore within the Town of Madraspatnam
aforesaid, there & there feloniously and violently did steal take &
carry away against the Peace of our Sovereign Lord the King his
Crown and Dignity

Now say you are you guilty of the Felony where of you
stand indicted or not guilty

Prisoner not guilty

Clerk of the Peace how will you be tried

Prisoner By God & my Country

Clerk of the Peace God send you a Good Deliverance

The Petty Jury impanelled being there called
Clerk of the Peace you the Prisoner at the Bar - these good men which you
hear called & personally do appear are to pass between our Lord
Lord the King and you upon the Trial of your Life & Death if
will Challenge them or any of them your time is to speak
they are called to be sworn & before they are sworn

The Following Jury was then sworn the Prisoner
he had no Objection to them

Messrs Andrew Rofs
Henry Dupuy
Daniel Coyer
James Stringer

Messrs Edward Rylandce
Simon Hammon
Friedrich Frank
Henry Lawson

Michael Finiel

Clerk of the Peace Gentlemen of the Jury took upon the Prisoner & hear him unto
his Cause you shall know that he stands indicted by the name of
(here the indictment was read as in the arraignment) upon this
Indictment he hath been arraigned & hath pleaded not guilty and
for his trial has put himself upon God & his Country which Country
you are you charge is to enquire whether he is guilty of the Murder where
of he stand indicted or not guilty if you find him guilty you are
to enquire what goods & Chattels Lands & Tenements he had at the
time the Felony was committed or at any time since if you find
him not guilty you are to enquire whether he fled for it if he fled
for it you are to enquire of his Goods & Chattels Lands & Tenements as
if you had found him guilty If you find him guilty & that he
did not fly for it you are to say so & no more so hear your Evidence

William Guymore Sworn

Clerk of the Peace What do you know of this Felony
Defendant One Sunday night I was robbed & knocked down but dont
know by whom it was in the Blacktown of 16 Pagodas nobody
was present

Clerk of the Peace dont you know how many was there

Defendant Either 3 or 4 the Attack was so sudden I cant tell exactly

Clerk of the Peace what was your Strick with

Messrs

3 40.
Dependant I don't know

The Prisoner not having any Questions

John Rustin was called & sworn

Clerk of the Peace Do you know the Prisoner

Dependant Yes little while ago he is a sailor and was in Company with
one Fletcher sailor also & who is a prisoner the was in company
with the Prisoner & knocked William Guyore down and robbed
him

Clerk of the Peace Where was it

Dependant One Sunday night

Court Could you see

Dependant It was a little lightish - The Prisoner & I were walking
along the road at a little distance when Fletcher took
the Pagodas & gave me 5 & the Prisoner five having first
knocked him down with a stick and afterwards with his fist.

The Prisoner having no Questions

John Ward was duly sworn & deposed as follows

I saw the Prisoner the next morning after the man was robbed
I knew it from Guymore

Clerk of the Peace You have heard what Evidence say against you what have
to say for your self.

Prisoner Sunday 23 I came ashore with some Fish and toward 8 o'clock
I went down to the Beach but the Boat was gone, I went to the
House who told me to go to the Lockswain at the Sea Gate,
and the Mafouta boat had just carried off the People who
came on shore. I went with the Country who was relieved at

from the Captain House and passing Mr. Rofs house I saw Fletcher
standing at the door. I told him the Boat was gone off without
him, I then went with him to Mr. Rofs house & stand till 10 O'clock
Fletcher asked me if I would take a walk about the Fort at the
North Gate We met John Rustin sitting there who asked us
what ship we belonged to we replied the Oxford Rustin asked
us to go with him to the Black Town that we should be in before
the Gates were shut - We went to a Dutch House called black
goes & Rustin gave us a Drarn a piece - coming by the
Companys Hospital Gate we saw a man a European asleep
Rustin waked him and asked him where he was going he replied
to the Fort Rustin took him by the Hand & led him towards the
Fort we had walked about 200 yards when Rustin knocked the
man down I then run away from him Fletcher Rustin run after
me & darined me and asked what I run away for I asked him
why he knocked the man down he said because he was Lary after
after walking 200 yards, Fletcher came up and emptied some
Pagodas into a hat saying that the Man was drunk & that he
had left him behind. Fletcher showed the Money the Prisoner asked
Rustin where he got it he darined him & bid him ask no Questions,
we sat down by the side of a Pond and shared the Money. they laid themselves
down to sleep in one of the Pagoda & in the morning Fletcher was
gone Rustin then asked him if he would go and drink as the Boat
was not come Rustin asked me for 2 Pagodas & I gave them to
him we met with several of the Hospital people & Rustin gave
them all money - I then said I must go on board Rustin said no
& showed 11 Pagodas. I asked him where he got them he said where
Fletcher was asleep he took 6 Pagodas out of his handkerchief
I

I then left them & went a board Rustin saying he would not go on land while he had a farthing left

The Prisoner having no witnesses to call upon the Chairman Summed up the Evidence & the Petit Jury after having withdrawn some time an officer being sworn to attend them & was Proclaimed they came in to court and answered to their names

Clerk of the Peace Gentlemen of the Jury are you agreed of your Verdict

Jury Yes

Clerk of the Peace Who shall say for you

Jury Our Foreman

Clerk of the Peace Look upon the Prisoner at the Bar, How say you is guilty of the where of the stands indicted or not guilty

Jury Not Guilty

Clerk of the Peace did he fly for it

Jury No

which being recorded

Clerk of the Peace Gentlemen of the Jury hearken unto your Verdict as the Lord hath Recorded it you say that Will^m Coats is not guilty of the Felony where of he stands Indicted & so you say all

Jury Yes

Fletcher was then brought to the Bar

Clerk of the Peace Hold up your hand you stand Indicted by the name of ^{for that} whose Christian name is Unknown, a sailor in the Service of said Lord the King on or about Sunday the Twenty third Day of August in the Twelfth year of the Reign of our Sovereign Lord George now King of Great Britain &c. within the Black Town

of Madraspatnam afore said upon One William Guymore in the Peace of God and our said Lord the King then and there being feloniously did make an Assault and him the said William Guymore did put in Bodily fear and Danger of his Life, And sixteen Pagodas that is to say Fifteen three Savorny Pagodas and One Star Pagoda amounting to seven Pounds & Twelve Shillings or thereabouts, Sterling Money of Great Britain, the property of him the said William Guymore, for the person and Against the Will of him the said William Guymore within the Black Town of Madraspatnam afore said, then and there feloniously and Violently did steal take & carry away Against the Peace of our said Lord the King his Crown and Dignity

How say you Fletcher are you guilty of the Felony

where of you stand Indicted or not guilty

Prisoner Not guilty

Clerk of the Peace How will you be tried

Prisoner By God and my Country

Clerk of the Peace God send you a good Deliverance

The Jury being impannelled

you shall hear called & personally do appear Clerk of the Peace you the Prisoner at the Bar these good men whom are to pass between our Sovereign Lord the King and you upon the trial of your life & death if you will challenge them or any of them your time is to speak unto them as they come to the Book to be sworn and before they are sworn

The same Jury was then sworn the Prisoner declaring he had no objections to them

Clerk of the Peace Gentlemen of the Jury look upon the Prisoner & hearken unto his cause you shall know that he stands (here the Indictment was

should get none till he got to England I replied the Poor man has
got 25 Pagodas & he will serve 5 years for nothing Rustin darrind
me & said he did not care we the came up to Coats and Rustin offered
me the Purse which I refused - he then cut the Purse & let the Pagodas
drop into his hatt he counted them & gave Coats 5 and me five - we went
then to see if we could get any drink but did not succeed - we laid down
at Smiths Parich house to sleep In the morning I found Coats & Rustin
gone, I then came to the Fort but saw no more of them - being asked
he had any witnesses to produce in his defence & replying in the
negative the Chairman summed up the Evidence & the Jury retired
an officer being sworn to attend them

After being absent some little time a Verdict was proclaimed
& the Jury came into Court and answered to their names

Clerk of the Peace Gentlemen are you agreed of your Verdict

Jury Yes

Clerk of the Peace Who shall say for you

Jury but Foreman

Clerk of the Peace Look upon the Prisoner how say you is Fletcher guilty of the Felony
whereof he stands indicted or not guilty

Jury Not Guilty

Clerk of the Peace did he fly for it

Jury No which was duly Recorded

Clerk of the Peace Gentlemen of the Jury hearken unto your Verdict as the Court has
recorded it you say that Fletcher is not guilty of the Felony whereof
he stands indicted & so you say all

Jury Yes

The Prisoner being then discharged John Rustin was called
the War and arraigned as follows

Clerk of the Peace Hold up your hand you stand indicted by the name of John Rustin
a sailor in the service of our Lord the King ^{for this} on or about Sunday the Twenty
third day of August in the Twelfth year of the Reign of our Sovereign
Lord George now King of Great Britain &c. with force & Arms within
the Black Town of Madraspatnam aforesaid Upon One William
Guymore in the Peace of God and of our said Lord the King ^{then} and there
being Feloniously did make an Assault And him the said William
Guymore did put in bodily fear & Danger of his Life And sixteen
Pagodas, that is to say, Fifteen three sawmy Pagodas and One star Pagoda,
Amounting to Seven Pounds and Twelve Shillings or thereabouts Sterling
Money of Great Britain, the property of him the said William
Guymore, from the person and Against the Will of him the said
William Guymore within the Black Town of Madraspatnam Aforesaid,
then and there feloniously And Violently did steal take and carry away,
Against the Peace of our said Lord the King his Crown and Dignity

how say you John Rustin are you guilty of the Felony whereof
you stand indicted or not guilty

Prisoner Not Guilty

Clerk of the Peace How will you be tried

Prisoner By god & my Country

Clerk of the Peace God send you a Good Deliverance.

The Jury unprannelled being then Called over

Clerk of the Peace You the Prisoner at the Bar these good men whom you shall hear called
& personally do appear are to try between our Sovereign Lord the King & you
upon the Trial of your Life and death if you will challenge them or any of
them your time is to Speak unto them as they are called to the Book to be
sworn & before they are sworn

The said Jury as before were then sworn the

was read as in the Arraignment) upon this Indictment he hath been arraigned & hath Pleaded not guilty and for his Trial hath put himself upon God & his Country which Country you are your Charge to enquire whether he is guilty of the Felony where of he stands indicted or not guilty if you find him guilty you are to enquire what Goods and Chattels Lands or Tenements he had at the time the Felony was committed or at any time since if you find him not guilty you are to enquire if he fled for it if you find that he fled for it you are to enquire of his Goods & Chattels Lands Tenements the same as if you had found him guilty, if you find that he is not guilty & that he did not fly for it you are to say so & no more & hear your Evidence.

Wm. Guymore sworn

Clerk of the Peace Do you know the Prisoner

Deponent No

Clerk of the Peace Relate to the Court what you know of the Robbery that was committed

Deponent I was robbed in the black Town by a sailor as I was informed - I was knocked down - it

Clerk of the Peace How came you not to know who these men were & where was you when you was knocked down

Deponent I had taken a Drarn or two and dont know whether I was standing or walking I believe walking I dont know where it was

Clerk of the Peace Was that the man who robbed you or one of them

Deponent I dont know

Clerk of the Peace Have you any Questions to ask this Witness

Prisoner No

William Coats called & sworn

Clerk of the Peace Do you know the Prisoner

Deponent I have known him about 4 Months

Clerk of the Peace Relate to the Court what you know of the Robbery he is accused of
Deponent Between 11 & 12 O'clock on the August I saw the Prisoner Pick up a man & walk about 200 yards with him taking hold of his right arm he then knocked him down with a Stick Money was taken from the man but I dont know by whom it was taken whether by Rustin or Fletcher Fletcher and I walked at some distance it was done suddenly Rustin did not tell me of his intentions, I ran away & dont know who stole the money Rustin came up to me & asked me what I ran away for damming me at the same time Fletcher was behind Rustin & came up afterwards they then went with an intention to get drink but could get none the Houses were all shut Fletcher showed money & gave me 5 & Rustin 5 Pagodas I dont know how he came by the money.

Clerk of the Peace What happened afterwards

Deponent We went to Sleep

Prisoner having no Questions to ask put upon his Defence.

Prisoner Sunday the 23 of August I was with Coats & Rustin in the Black Town and as we passed the Gate of the Hospital we saw a Soldier lying down Rustin said he would go & see who it was he Picked the man up & asked him where he was going he said to the Fort Rustin said he would see him safe there and led him about 200 yards Coats & I were walking at some distance & Rustin knocked the man down & I went up to him & saw Rustin give him a blow on the head I asked him why he struck the man he dammed me & bade me come away I followed him & when we came up to gether Rustin said he had got the mans purse I asked him why he took it he said the man got pay every Month & he should

Prisoner declaring he had no Objection to them

Clerk of the Peace Gentlemen of the Jury took upon the Prisoner and hearken unto his Cause you shall know that he stands indicted by the name of John Rustin here the Indictment was read as in the Arraignment upon which Indictment he hath been arraigned and hath pleaded not guilty & for his Trial hath put himself upon God & his Country which Country you are - your Charge is to enquire whether he is guilty of the felony whereof he stands indicted or not guilty if you find him guilty you are to enquire what goods and Chattels Lands or tenements he had at the time the felony ^{committed} or at any time since if you find him not guilty you are to enquire whether he fled for it if he fled for it you are to enquire of his goods & Chattels Lands & tenements the same as if you had found him guilty if you find him not guilty & that he did not flee for it you are to say so & no more so hear your Evidence

William Gwynmore called & Sworn

Clerk of the Peace Do you know the Prisoner

Deponent I have known him since he knocked me down

Clerk of the Peace Relate what you know of this affair

Deponent Between seven & 8 o'clock one Sunday night I was informed afterwards that the Prisoner was the man - I was not sober somebody came behind me & knocked me down

the Prisoner having no Questions William Coats was called & sworn

Clerk of the Peace do you know the Prisoner

Deponent Yes

Clerk of the Peace Relate to the Court what you know of this Felony

Deponent Between 11 & 12 o'clock one Sunday night Fletcher & I were coming the Hospital with the Prisoner who on seeing a man lying down asked him where he was going he said to the Fort Rustin and

he would see him safe there - He walked about 200 yards with them & then (Rustin) knocked him down, I was at some distance ^{he gave 5 Paces} to Coats & five to me we all went to gether to the Punch house for drink but could not get any & then went to sleep when I waked in the Morning Coats & the Prisoner were gone the money I had was taken from me & I saw no more of them

Clerk of the Peace Do you know the man that was robbed

Deponent No

Clerk of the Peace did he tell you that he should or did intend to murder the man.

Deponent he did not tell me of any such intentions

The Prisoner having no Questions was then Put

upon his Defence

On Sunday the 23 of August I came ashore to go to the hospital & when I returned the Boat was gone off I went to the Arrack godown & had 3 or 4 drams I then went to the North gate and sat down with the Country Coats & Fletcher came by - they asked whether I was prisoner I said no they then said we will go to Black Joes I told them I would not unless they came back before the Gates were shut we went to gether & had some grog we went by the Hospital and saw a man lying down Fletcher said lets see who it is I said with all my heart I says Fletcher he is a Soldier lets peep upon him I replied let us carry him to the Godown we walked along with the man Fletcher fell behind & was trying to trip up my heels I said be quiet or ill let the man go we walked on Fletcher struck the man with his fist I said cant you be quiet Fletcher let him go and afterwards went up to him & knocked him down with a stick he brought from the Fort Fletcher snatched a purse & we went to the House called the Madras Coffee house where Fletcher shared the money giving me & Coats 5 each & keeping the rest then we

went to sleep and in the morning Coats & Lawrence found Fletcher gone and saw no more of him till he was brought down by the Polyp & I was brought from the Town goal to see if we were the same people

The Prisoner having no witnesses to call upon the Chairman Summons up the Evidence & in a little time a Verdict was pronounced & the Petit Jury came in and Answered to their names

Clerk of the Peace Gentlemen are you agreed of any Verdict

Jury Yes

Clerk of the Peace Who shall say for you

Jury Our Foreman

Clerk of the Peace Look upon the Prisoner, how say you is John Rustin guilty of the Felony where of he stands indicted or not guilty

Foreman Not guilty

Clerk of the Peace Did he Fly for it

Foreman No

Which was Recorded

Clerk of the Peace Gentlemen of the Jury hearken unto your Verdict as the Court have recorded it you say that John Rustin is not guilty of the Felony where of he stands Indicted & do you say all

Jury Yes

The Prisoner was then Released & there being no further business

Jurys are dismissed with thanks for their services they then proceeded to pass sentence on

Clerk of the Peace You Chinna Payah hold up your hand you stand here indicted of Felony what can you now say for yourself why the Court will not proceed to give Judgement against you as the Law directs

Chairman You Chinna Payah shall be burnt in the brawny Part of your

left hand with a hot Iron having the Mark of the letter E which Sentence was executed Accordingly

The Court then adjourned to Wednesday the 13th of January 1773 - next ensuing for holding another sessions

Thus

Town of Madraspatnam &c

At a General Quarter Sessions of the Peace Sessions of Oyer and Terminus and Goal Delivery of our Sovereign Lord the King & holden for the Town of Madraspatnam at the Town Hall of the said Town on Wednesday the 13 Day of January in the Thirteenth year of the Reign of Sovereign Lord George the Third by the Grace of God of Great Britain France and Ireland King Defender of the Faith &c forth and in the Year of Our Lord One thousand Seven hundred and Seventy three — Before —

Josias Dupré Alexander Wynch John Smith Esquires and others their Sociates Justices of Our Sovereign Lord the King and Commissioners of Oyer and Terminus and Goal Delivery for the said Town and the Districts there of on which Day the said Sessions was adjourned by the said Justices until Wednesday the twenty first Day of April next ensuing to be held at the Town Hall of the said Town at eight of the Clock in the fore Noon of the same Day to do further as the said Court shall then and there consider of —

Wednesday the 13 January 1773.

Justices Present

Josias Dupré Esquire Chairman

Alexander Wynch

John Smith

John Whitcomb

Charles Smith

Samuel Johnson

John Maxwell Stone

Edward Stracey

George Massey

The Court being called the Grand
Jury Sworn on both commissions were
John McPherson Esquire Foreman.

Mr George Savage

Mr George Baker

Mr Wm Hamilton

Mr James Call

Mr William Wynch

Mr Ed John Holland

Mr Wm Paterson

Mr George Tasswell

Mr James Hodges

Mr Cotton B. Dent

Mr John Huddleston

Mr Eyles Irwin

Mr William Taring

Mr George Proctor

Mr Thos. Pelling

Mr Willm Hart Torriand

A Bailiff was then sworn to attend them
and the Charge being given they withdrew

Mr Sopham Mr Bonnes and Mr Bartle
who were fined on last Sessions have paid their fines

Messrs Macklin Harrison Robinson
Jackson, Mathison, Troutback, Williamson, Veale. have
sent excuses. Mr Adrian Forebeck gone from the Settlement.

Patrick Keirwan and Andy sworn to give
Evidence to the Grand Jury on a Bill of Indictment against
Richard Green one of their body being present.

After some little time the Grand
Jury came in and present a Bill of Indictment Against
Richard Green for felony Indorsed Bill a Vera

Richard Green the Prisoner was then
Called to the Bar and arraigned as follows
Clerk of the Peace Richard Green hold up your hand you stand -
Indicted by the name of Richard
Green of Madraspatnam Inhabitant for that on.

On Friday the twenty Seventh Day of November in the Twelfth
year of the reign of our Sovereign Lord George now King of Great
Brittain &c. by force and Arms &c. within the Black Town of
Madraspatnam Aforesaid one trunk the property of Patrick
Keirwan in the Dwelling house of the said Patrick Keirwan
then and there being Did feloniously break Open with the
Intention of stealing and Carrying Away from thence Money
or other Goods the property of him the said Patrick Keirwan -
Clerk of the Peace How say you Richard Green are you guilty of the Felony or
where of you. Stands Indicted or not Guilty -

Prisoner Not guilty

Clerk of the Peace How will you be tried

Prisoner By God and my Country

Clerk of the Peace God send you a Good Deliverance

Upon the Prisoner at the Bar these Good Men
whom you shall hear Called and Personallly Do Appear are to
pass between Our Sovereign Lord the King and you upon your
trial of your life and Death if you will challenge them or any
of them your time is to speak unto them as they come to the
Box to be Sworn and before they are Sworn -

The following Jury were there.
Sworn the Prisoner Objecting to none of them -

Messrs Andrew Prop

Henry Dupuy

Daniel Loyer

Thomas Hathbone

James Stringer

John Robinson

Charles Brownley

Christopher Macklin

David Young

Robert Williamson

Alexander Bonner

William Corliss

4.
Clerk of the peace

Gentlemen of the Jury look upon the Prisoner and hearken unto his Cause - you shall know that he stands Indicted by the Name of Richard Green of Madraspatnam Inhabitant for that not having the fear of God before his Eyes Here the Indictment was read over Again as in the arraignment / on this Indictment he has been Arraigned and thereunto has pleaded not guilty and for his trial has put himself upon God and his Country which Country you are your Charge is to enquire whether he is guilty of the Felony where of he stands indicted or not guilty if you find him guilty you are to enquire what goods and Chattels Lands or Tenements he had at the time of the Felony so Committed or at any time since If you find him not guilty you are to enquire if he fled for it if you find that he fled for it you are to Enquire of his goods and Chattels Lands or Tenements as If you had found him guilty If you find he is not guilty and Did not fly for it you are to say so and no more and hear your Evidence -

Patrick Hiram Called and being Duly sworn

Deposes as follows -

I have known the Prisoner about four Months I think it was about the 23^d of November that I went and Dined at Mr Harrison's where there was a Mr Pen and One or two more Gentlemen who Dined there the Prisoner came in after dinner on recollection I think Mr Harrison was there who had some mulled Wine as I imagined the Gentlemen might be in liquor I went Out to a House I used oft to walk to and left it a little after 8 and went to Sup at Mr Harrison's and after Supper went home I got to Santhorn and Shade as the Night was Dark and when I returned to the House I used to frequent and at Gunfire in the Morning went home On taking the Key Out of my Pocket I found the Trunk open and a Knife by it - (which being Shewn him he Declared to be the same) he found the upper part of the Lock broke off - which being Shewn he Declares it to be the same - I walked about a little

5.
said the Prisoner

Little and my Boy Andy came into the House turned me Out and locked the Street Door but my Boy looked in at the Windows and says that a few minutes after Mr Pen came to the Door and Knocked at it upon which Mr Green let down the lid of the Trunk went and opened the Door and let Mr Pen in the Prisoner and Mr Pen he says went to the meat house which belonged to a Portuguese woman and Andy went in the House -

Question from the Court Did you and Mr Green Live together before this?

Deponent Mr Green Mr Wood and I lived together some time but Mr Wood left us and the Prisoner and I lived together when this happened

Question from the Court Does he know if the Prisoner had a Knowledge of what was in the Trunk

Deponent Yes

Question from the Court why does he think so

Deponent He heard me say there were Notes Due to me and that I had no other place But the Trunk to keep them in

Question from the Court Did he ever see you put any Money in the Trunk

Deponent He saw me put Two Pagodas in three Days before

Jury

Deponent What Effects had you in the Trunk at that time Three Pagodas and odd Panams besides Notes to the Value of 500 Pagodas for money Due to me and Also the Pagodas were at the Bottom of the Trunk and the things tumbled but I did not miss any thing - Prisoner asks him the following Questions

Prisoner The night before this happened Did you not take out of the Trunk one of the only two Pagodas

Deponent I took one Out but there were two left behind and some Panams

Prisoner Were the two Pagodas put in at your Desire

Deponent No

Prisoner Did not the two Pagodas belong to us both and intended for our mutual support

Deponant They did not

Prisoner Was not the Trunk Opened the same night that you took the Pagoda out to Change.

Deponant No

Prisoner Was it not Opened when he took his Sword out to be Cleaned

Deponant No

The prisoner produces a Release

Court you cannot avail yourself of it in the least

Prisoner Did you not Sign it

Deponant No

Prisoner Did you prosecute Voluntarily or was you Suborned

Deponant I was my Own Voluntary Act

Prisoner Did you ever make the Declaration stated in the Letter *(the Release)*

Deponant I might have Done it when I was in liquor but I dont recollect any thing about it.

Question from the Jury was the Money in the trunk or any part of it the Joint property of the Prisoner and you

Deponant Two Pagodas if it were Mr Greens I gave him as Miss Money

Prisoner was not the money raised by the Sale of the shade Intended for our mutual Support or to carry us to Tanjore

Deponant Intended to have Deducted it out of the Miss Account

Prisoner The shade mentioned to be Sold belonged to Mr Macklin

Court And being then called and sworn after the manner of his

(the Prisoner) Cast Deposition as follows

That he knows the Prisoner and knew him two Days before the Trunk was broke and one Month and half since. I served the Prisoner and Mr Hirvan at 6. o'clock Mr Hirvan went Out with his Duback After I staid at home and about 1/2 after seven the Prisoner and Another person came near the House but they went into the neat house. The Prisoner came into Mr Hirvans house took the Candle from me turned me out of the house and Shut the Doors I heard a Noise and went close to the Windows and saw the Prisoner Tell about a trunk with a Knife in his hand I call'd out 2. or 3 times Sir! Sir! The Gentleman who went to the Neat house came and knocked at Hirvan Door and the prisoner Opened it and they both went Out the Next Morning. I told my master that the Prisoner had broke the Trunk

Question from the Court Did you see him Open the Trunk

Deponant I saw him turn the Chest and knock Against it with a knife / which being shew'd him he Declares it to be the same

Question from the Court Do you know if the Trunk was or was not locked or Did you see him open the lid

Deponant No

Question from the Court How long was it before the Gentleman returned from the neat Door

Deponant Half a Malabar hour / about 25 minutes

after the Prisoner went I did not go into the home for fear my master should blame of me

The Prisoner being asked if he had any Questions to ask the Deponant says that he / the Deponant / has so grossly perjured himself that he will not make bring Guilty of a greater Sin by asking him Any further Questions

He was then put on his Defence and read to the Court as follows

8.
Prisoner.

To stand here Gentlemen with my Honour and integrity impeached and make no reply to so wantonly Malicious and false A charge would be a tacit confession of guilt and my Name might for ever be branded with Oblaques and loaded with the worst of Epithets I should not Detain either you Gentlemen on the Bench or you Gentlemen of the Jury with many words had not the most industrious fraud and meanest Acts During a long Confinement been exercised to perjure your Minds Against me in many places I have already been condemned and many would now Sacrifice me without even the shadow of a tryal But happy in a British Constitution the most at Subject claims the Verdict the innocent the protection of his peers

I will Solicit your patience whilst as an Introduction to this Tryal I recite an intercourse that passed betwixt this Patrick Kierman and myself and in that I will declare the cause of his trunk being Opened.

After frequent Applications to the Town Major for a Subsistence from the Company whilst I remained in this Country and as many refusals, I adopted a Sentiment of Soliciting Employ in the Service of the Rajah of Tanjore After this Adoption I nursed the Infancy of the Sentiment and by great pains Endeavoured to rear it to Maturity I had so far Succeeded that this Patrick Kierman thought my Departure certain and offered repeated Solicitations to be taken into my train - with the little Eloquence he was Master of he painted his wretched Situation here and Added that his fathers Death showed him the most melancholy prospects at home as often as he Solicited I frequently told him how unfit he was for such Service and as he had a letter of Recommendation to Sir Rob. Fitchers favour whilst his Behaviour should Continue to deserve them I strongly urged a delivery of it and offered every Assistance my poor self could afford him When sound fair persuasions were not compulsory with a

9.
Strong Vein of Satire Hauged at a dastardly Spirit and Endeavoured by shewing it was Men of Real Courage and true Merit that the King wanted in his Service to dissuade him from his Attempt of going with me For some time I was Successful On the Sunday before his trunk was Opened I was with him at Mr. Robertsons paroch House where we met with Mr. Fennel and some hours after the Conversation turned on the Black Services From what passed Kierman caught a few Words which made the prospect again appear Delightfull and he then fully bent his thoughts that if he could not go with me he would follow me It was agreed he should go with me and in Order to have as little incumbrance with us as possible it was resolved to part with every thing that was troublesome and which might retard Our Journey I cleared my Chest of every little I had left, some very valuable papers and a few trifles I put in a trunk belonging to this Patrick Kierman some Manuscript Sermons I had Directed for a friend till he should hear further from me the linen I proposed taking was to be put into the trunk the Opening of which I am now prosecuted for, and Friday was the day for Departure Some thing extremely material intervening it was thought advisable for me to take charge of the trunk and the little baggage we should carry On the Thursday Evening walking towards my House I met with a Man whom I had engaged as a Cooley I went to the House and it was agreed that this Trunk should carry the linen for Kierman and me, to avoid every Suspicion of its being thought we were going I ordered out of the House a Boy whom I then employed as a Cook and Ordered the Cooley to open the trunk - not to take any thing Out but to put my Own Linen in. The trunk was Opened I confess, but after this recital I leave it to you Gentlemen to Judge whether with a felonious intent That it was not Opened with a felonious intent is certain from Nothing being taken out or any thing Missing The mere breaking a lock is by no means felony and I am

Supported in this Sentiment by the Strongest Authorities of the Law. By Lord Bacon. Lord Holt. Judge Tracy and every branch of the British Legislature, Judge Tracy in the Conclusion of his Charge to the Jury who tried the Man for Shooting at Lord Onslow Declared the mere Shooting at him was not felony and not the point for them to try. but whether he did it with a Malicious intent and with a Design to Kill. The Legislature says in a late Act that the breaking a Seal is not felony but the taking from the letter opened a bank Bill or Draught it. That there is no felony in the Counterfeiting or Falsely Writing unless it be to Draw Money from the Name forged or to rob the post of its duty and in an Instance in this Honourable Court a few sessions back we have it on Record that the tearing a Note was not felony as it was ^{not} torn with a felonious intent. I will not Gentlemen take up any more of your time by bringing Quotations, as your own wisdom and Knowledge of the Law will furnish you with Variety of facts now on Record. From what I have Declared. I do not mean to say the breaking a lock is not cognizable by the Law it is an Evil and a Remedy is prescribed. Had he proceeded by an Action for a trespass no Doubt but the Virtue of a British Jury would have given damages adequate to the Injury. The present Information and Indictment as for feloniously breaking the lock open To make a felony it should have been for breaking the lock of a trunk open and feloniously Stealing therefrom, but as Nothing was stole therefrom was no felony and I rely upon the Candour and Justice of this Honourable Court for Acquittal.

The Jury then withdrew, an officer being sworn to attend them, and after some time a Verdict was proclaimed and the Petitt Jury coming in were called On and Answered to their Names.

Clerk of the Peace Gentlemen are you agreed of any Verdict?
Jury Yes

Clerk of the Peace who shall say for you

Jury Our Foreman.

Clerk of the Peace Look upon the Prisoner how say you is he guilty of the felony or where of he stands Indicted or not Guilty

Jury Not Guilty

Clerk of the Peace Did he fly for it

Jury No

Clerk of the Peace ^{Which was recorded} Gentlemen of the Jury hearken unto you Verdict as the Court have Recorded it you say that Richard Green is not Guilty of the felony where of he stands indicted and that he Did not fly for it and so you say all.

Jury Yes

The Prisoner was then Discharged, and Richard Green was Sworn to give Evidence to the Grand Jury on a Bill Against Patrick Keimman for Felony.

Some Short time after the Grand Jury came and Answering to their Names Present a bill of Indictment Against Patrick Keimman Indorsed Ignoramus.

The Prisoners were then Discharged by Proclamation and the Grand Jury reporting no further Business they together with the Petitt Jury were Discharged for the Present Sessions with thanks for their Services.

The Court then Adjourned until Wednesday the twenty first day of April next ensuing at eight O'clock in the forenoon for holding Another Sessions.

Oliver J. Russell Clerk of the Peace

Town of Madraspatnam

At a General Quarter Sessions of the Peace Sessions of Oyer and Terminer and Goal Delivery of Our Sovereign Lord the King holden for the Town of Madraspatnam at the Town Hall of the said town on Wednesday the - thirteenth day of January - in the thirteenth year of the reign of Our Sovereign Lord George the third by the Grace of God of Great Britain France and Ireland King Defender of the Faith and so forth and in the year of Our Lord One thousand Seven hundred and Seventy three before Alexander Wynch John Smith John Whitehill Esq^r and others their Associates Justices of Our Sovereign Lord the King and Commissioners of Oyer and Terminer and Goal Delivery for the said Town and the Districts thereof on which Day the said Sessions were by the said Justices adjourned to Wednesday the - 13 Day of April - next ensuing to be held at the Town Hall of the said Town at eight of the Clock in the forenoon of the same Day to do further as the Court shall then and there consider

Wednesday the 13 Day of April 1773.

Justices Present

Alexander Wynch Esq^r Chairman

John Smith

Charles Smith

John Whitehill

John Maxwell Stone

Samuel Johnson

Edward Stracey

Esq^r

The Court being Opened the Chairman administered the Oath of Allegiance and Office to Mr Joseph Prevell as Clerk of the Peace as follows -
you Joseph Prevell shall swear that you will well and truly record every proceeding and Order of the Sessions in such manner and form

as appertaineth to the Office of Clerk of the Peace to Do to the best of your skill and Knowledge so help you God -

The Grand Jury Sworn on both Commission were -

John Macpherson Esq^r Foreman

Mr George Savage Mr James Call

Mr James Hodges Mr Char Edward Jones

Mr George Baker Mr Eyles Smith

Mr George Moubay Mr William Wynch

Mr John Kenton Mr Edward John Holland

Mr Charles Mordaunt Mr Wm Turing

Mr William Hamilton Mr William Paterson

Mr William Hare Torriana Mr Thomas Selling

The Charge being given and -

a Bailiff being sworn to attend them they retire some little time after one of their Body come in to see ^{Figures} ramah, Hauje mahomed sworn on a Bill of Indictment against Shaich Mahomed for murder which was accordingly done an Interpreter being first sworn to interpret them -

Richard Green who was bound to Appearance his recognizance appears to his Process for Swearing who being asked if he wants further Sureties of the Peace against Richard Green and replying in the negative they are Ordered to stay in Court till such time as the Jury shall be Dismissed -

The foreman comes into Court and addresses himself to the Bench as follows -

The Jury are at a Loss to Determine the proper name of the Man who murdered the Child mentioned in the Indictment Delivered in by the Clerk of the Peace by the Examination of the Witnesses Marked on the Back of the Bill they find that a Child named Pulizah was murdered but the

man who murdered the Child is called Shaich Adam and the woman who is called his wife is not but is his Concubine and the child likewise not his but the womans by a former husband they therefore want to be informed by the Court in what manner they can proceed as should it be a monomer and they Deliver in the Bill Ignoramus the real author of the crime may escape punishment. The Court reply that they think Another Indictment may be formed under the mans proper name he then withdraws and the Court on reference to the Law books find that in cases of monomer the Indictment may be altered in Court by the consent of the Jury this is sent them and they come in to Court and after Answering to their names the Bill is altered Instead of Shaich Mahomed it is altered Shaich Mahomed alias Shaich Adam they with Draw and one of their Body returns desiring the words his Child may be altered. A Child which was done Accordingly ~

After waiting some little time the Grand Jury come in to Court and Answering to their names present a Bill against Shaich Mahomed alias Shaich Adam for Murder in London. *Billa Vera*

Rangapah } Sworn on a bill of Indictment
Tremliak } against Nicholas Mills
Indring } for an Assault

It being late in the day the Court adjourn till the next day at 10 o'clock precisely for Continuing the Session

Thursday the 22 April 1773

Justices Present

As yesterday except Mr. Whitcomb who is indisposed

The Court being Opened Shaich Mahomed alias Shaich Adam being called to the Bar and

Interpreter Sworn on the part of the Prisoner he is arraigned as follows

Clerk of the Peace

Hold up your hand you stand Indicted by the Name of Shaich Mahomed alias Shaich Adam of the Town of Madraspatnam a Seapoy in the Service of the Honble East India Company for that having the fear of God before your Eyes but being moved and Seduced by the Instigation of the Devil the twelfth day of January in the thirteenth year of the reign of Our Sovereign Lord George the third by the Grace of God now King of Great Britain &c. by force and Arms &c. in Chindamm Pettah with in the Jurisdiction of Madraspatnam aforesaid in and upon a Child named Hutijah in the Peace of God and Our Sovereign Lord the King then and there being feloniously Voluntarily and of your Malice aforethought did make an Assault and with your hand clenched did strike the said Child Hutijah twice on the face and Afterwards did feloniously Voluntarily and of your Malice aforethought take the said Child Hutijah by the Hind Part of the neck and there with on the Street Payal of which striking taking the neck and throwing on the Street Payal the said Child Hutijah instantly Died ~

Clerk of the Peace

How say you Shaich Mahomed Alias Shaich Adam are you guilty of the Murder of which you stand indicted or not Guilty

Prisoner

Not Guilty

Clerk of the Peace

How will you be tried

Prisoner

By God and my Country

Clerk of the Peace

God send you good Delivrance

you the Prisoner at the Bar these Good men whom you shall

10
shall hear called and personally Do Appear are to pass between
Our Sovereign Lord the King and you upon your trial of your
life and Death if you will challenge them or any of them your
time is to speak unto them as they come to the Bar to be sworn
and before they are Sworn -

Being told as to the Method of Trials
that he might have six English and six of his Own Country
men or all English he chooses the former and in consequence
the following Jury are -

The Prisoner having no Objection to them.
Sworn.

Messrs. Andrew Pross. Salmath Sibi
William Carden. Mammoth Goodabunda
Daniel Cryer. Mulla Hespier, Baron
James Stringer - Shaichauthan Sabbe
Thomas Prathbone Jaffer Boy
Robert Williamson Jamall Mahomed.

The Grand Jury come into Court and
Anon. to their names present a Bill of Indictment
against Nicholas Mills for an assault Indorsed J. J. J.
- rarnus. -

The Court then proceed to the Trial Page
- uramah. a poor woman who is called and sworn on the
Alcoran -

Clerk of the Peace Do you know the Prisoner

Deponent I have known him about a year

Clerk of the Peace Are you his Wife

Deponent No he kept one I am not married to him

Clerk of the Peace Relate to the Court what you know of the crime the Prisoner is accused of

17
Deponent When we came from the ship we went to gether to Chindadve -
Pittah I carried the child with me put it on the Street Payall
and it sat there on a Mat and making some noise he gave
it two or three blows with his hand I asked him why he beat
the child but he shoved me away and took up the child from
the Payall by the back of the neck and throw it down on the
Payall /

Clerk of the Peace How high did he lift it up

Deponent But a little way

Clerk of the Peace Did he throw it down with any force

Deponent yes after that he went away I took the child kept it on my
lap in about half an hour he Died in half an hour more the
Prisoner came and took away the child

Clerk of the Peace Where was it hurt

Deponent I could not see

Clerk of the Peace What time was it

Deponent About 11 O'clock at night

Clerk of the Peace Was the child sick

Deponent yes it had been sick for a few Days

Clerk of the Peace How old was it

Deponent About 3 years

Clerk of the Peace whose was it was it yours before you knew him or his and you
took care of it

Deponent It was mine by another man

Clerk of the Peace If it was Dark as you say how could you see him strike
the child

Deponent I only heard the noise of the Blows

Clerk of the Peace Did you see or hear him strike the child

Deponent I heard the noise of the Blows only

Clerk of the Peace How could you then see him throw the child Down

Deponent I saw it about 2 yards Distance as I came up toward the
Payall

Clerk of the Peace How often did he strike the child and was it with his fist or flat hand

Deponent I heard him strike it twice and I think by the noise of the blow it was with his fist

Clerk of the Peace What light was there at that time of night to be able to see any thing

Deponent It was a Clear star light Night

Clerk of the Peace Was any body there

Deponent Nobody

Clerk of the Peace Was there any Quarrel between you and the Prisoner

Deponent No more at all

Clerk of the Peace Did he strike the Child

Deponent He used to beat it when it Dirtyed it self having a flux

Clerk of the Peace why do you think he beat it

Deponent To kill it I suppose / It is to be remarked that this Animal was given rather angrily

Clerk of the Peace Was he angry with it or Do you think he was Drunk

Deponent I think he was Drunk and not angry

Question from the Jury Was there any Inquest on the Child

Clerk of the Peace None

Clerk of the Peace Why Did he come back after the Murder

Deponent I dont know he returned buried the Child and went to bed

Clerk of the Peace How Do you know he buried it

Deponent I only Suppose so

Clerk of the Peace Did not you Complain to any body

Deponent To a Naig and a Seapoy who came next morning and said where the Child was I replied it was Dead and told them what had passed

Clerk of the Peace why did you not complain to the Neighbours

Deponent I was but just come and did not know the Customs of your Place

Clerk of the Peace Did not you know the People who came in the Vessel

Deponent Yes the Naig and Seapoy who came the next morning

Clerk of the Peace Why did you not Complain then to those who came in the Ship

Deponent I did not know it was Customary

Clerk of the Peace Is it not the Custom in your Country

Deponent Yes

Clerk of the Peace Did the Prisoner prevent your Complaining

Deponent Yes he told me to Stay at home

Clerk of the Peace Did not you Cry was not you sorry when you saw the Child was killed

Deponent Yes I kept it in my lap and cried but he Ordered me not to go out of the house

Clerk of the Peace Were the people in the House asleep

Deponent Yes

Clerk of the Peace why Did you not cry loud when it was killed and wake them

Deponent I only cried softly

Clerk of the Peace Did the Child bleed much

Deponent No

Clerk of the Peace was it strong

Deponent No very weak it had been troubled with a flux for three Days

Clerk of the Peace was it liable to fells

Deponent no - The Prisoner was asked if he had any Questions to ask

The woman having finished her Deposition he asked her - If the Child was not sick when they came from the Ship

Deponent Yes

Kauju Mahomed a Seapoy being Duly Sworn Deposed That he knows the Prisoner and has known him since

they went to Zedah but knows nothing of the Murder but what the woman / Taguamah told him - One day the Prisoner took away my cane and I went to ask for it the next day about nine in the morning the Seapoy was gone out but the woman was there I asked where the Child was but she gave me no answer I then went

went and eat my breakfast—

Question from
the Petit Jury

Did she look sorry?

Deponant

She was eating her Rice.

Question from the
Court

How came you to ask for the Child

Deponant

It was usual for the Child to be playing there. I came back at three o'clock but did not stay long when I saw another woman there who Did not see me—

Clerk of the Peace

Did you know what happened to the Child?

Deponant

No - when I returned to the Fort at 3 o'clock I saw the Prisoner's Baggage &c. and heard the woman and Prisoner were going to be carried to prison I went and stood by the Subadar who ordered them to be taken, and heard him ask the woman how the Child was killed at first she gave no Answer but after said the Prisoner Did it and was afraid he would have beat her if she had told.

Clerk of the Peace

Did he ever see the Prisoner beat the Child on board of ship.

Deponant

he would frighten it when it made a noise but it was so ill that the Worms came out of the Nose

Clerk of the Peace

Did he take care of the Child

Deponant

yes took care of it but the woman took very little care of it.

Question from
the Court

Did you see the Child in the Sick condition you mention

Deponant

Yes

Question from
the Court

Did not the woman take care of it.

Deponant

Very little the Prisoner took Great Care of it the Seapoy on board advised him to give the Child some physic but he could not get any in the Ship, when they went to catch the Prisoner brought coconut water and Sugar cane and gave it likewise other things for his sickness—

Question from
the Court

Was it Sick when it came on Shore?

Deponant

Yes it had a Continual Flux on it.

Annalabar Seapoy came and told the Subadar of the Affair who Ordered both the Prisoner and woman to be brought to him.

Question from
the Court

How Did he know it

Deponant

The Child used to be playing about and enquiring for friends it was missing The Prisoner having no Questions to ask and there being no more Witnesses to Examine was put on his Defence

When I came on Shore the Child was sick and when it Dyed I buried it and we remained quiet the morning after told her I was going to my Duty to remain at the Pagal and I would return and eat my Victuals, Sharch Sultan a Naig and Seapoy came to her and having Drank toddy when they saw her they pulled her down and told her if she would not say that I had killed The Child they would kill her they then beat her and carried her to the Subadar and on their way thither I met them on my return to the Fort they took me also and Carried me with them to the Subadar who confined us they called the woman two or three times and asked her why she beat the Child but she gave no Answer the subadar took a Chattran and offering to beat her she said that I had killed the Child and remained in Prison.

He having nothing more to say and no witnesses to Call on to Support his Defence the Petit Jury with Drows an Officer being sworn to help them and some short time after a Verdict was proclaimed and they came into Court—

Clerk of the Peace
Gentlemen are you agreed of your Verdict

Yes

Clerk of the Peace

who shall say for you—

Jury: - Our Foreman
 Clerk of the Peace to the Prisoner } Shaich Mahomed alias Shaich Adam hold up your hand
 & the Jury Look upon the Prisoner at the Bar Horn say you is he Guilty
 the Murder where of he stands indicted or not Guilty
 Jury Not guilty of murder but of Manslaughter.
 Clerk of the Peace } Did he fly first -
 Jury No - which was Duly Recorded.
 Clerk of the Peace Gentlemen of the Jury hearken unto your Verdict as the law
 hath recorded it you say that Shaich Mahomed alias Shaich
 Adam is not guilty of the Murder where of he stands indicted
 But guilty of manslaughter and so you say all -
 Jury Yes

Richard Grim and Nicholas Mills were
 Discharged by Proclamation and then being no further Business
 the Jurors were Dismissed with Thanks for their Services

The Chairman then pronounced Sentence on Shaich
 Mahomed alias Shaich Adam as follows -
 Clerk of the Peace you Shaich Mahomed alias Shaich Adam hold up your
 hand you stand here convicted of felony what say you why
 Court should not Proceed to give judgement as the law Direct
 Chairman you Shaich Mahomed alias Shaich Adam shall be burnt
 in the burning part of your left hand with a hot iron bearing the
 mark of the Letter M. Which Sentence was executed According
 The Court then adjourned untill Wednesday
 the fourteenth Day of July at eight of the Clock in the forenoon
 for holding another Sessions

Wm
 Joseph Ruell
 Clerk of the Peace

Town of Madraspatnam

At a General Quarter Sessions of the Peace, Sessions Oyer
 and Terminer and Goal Delivery of Our Sovereign Lord the
 King holder for the Town of Madraspatnam at the Town
 Hall of the said Town on Wednesday the 13th day of April,
 in the thirteenth year of the Reign of Our Sovereign Lord George
 the third by the Grace of God of Great Britain France and Ireland
 King Defender of the Faith &c. and in the year of Our Lord one
 thousand seven hundred and seventy three before Alexander
 Wynne John Smith John Whitehill Esqrs and others their
 associates Justices of the Peace of Our Sovereign Lord the King
 and Commissioners of Oyer and Terminer and Goal Delivery
 for the said Town and District thereof on which day the said
 Sessions were by the said Justices Adjourned over unto Wednesday
 the fourteenth day of July - - - - -
 next ensuing to be held at the Town Hall of the said Town at 8
 O'clock in the forenoon of the same day to Do further as the Court
 shall then and there consider of

Fort St George 14 July 1773

Justices Present
 Alexander Wynne Esq^r Chairman
 John Smith
 John Whitehill
 Charles Smith
 Samuel Johnson
 John Maxwell Stone
 Edward Stracey Esq^r

The Court being Opened and the Sheriff having
 Delivered

Delivered his Precepts the Grand Jury Sworn on both Commissions

George Baker Esq^r Foreman

Messrs Reynold Adams John Holland

George Smith George Savage

John Renton Cotton Bowerbank

Charles Darke William Hamilton

William Hart Toriana James Ball

Chas Edw^d Jones Cyles Irwin

George Procter Edward John Hall

Willm Paterson & Thomas Pelling

A Bailiff being Sworn to Attend them and there being no Indictment for them to inquire in they retire

Robert Alsop who was bound over to Prison Charles Watson for a Breach of the Peace appears and Discharges his recognizance being asked by the Clerk of the peace if he wants any further Sureties of the Peace Against him Replies that Charles Watson having begged pardon for the indignity Offered to his person he is fully satisfied

One of the Jury come in to Court to inquire if there is any business for them to proceed upon and being Answered in the negative, he asks for a list of the Prisoners in the Goal which is Delivered to him and he retires

The Foreman of the Grand Jury comes into Court with the list of Prisoners and Addressing himself to the Chairman says that they find one Charles Watson is Down in the list and on inquiry they understand he was Confined for threatening the life of one Robert Alsop an Offence which Does not come before them in a proper manner, he is informed

Mr Alsop has Discharged his recognizance and wants no further Sureties of the Peace Against him. The Foreman replies that his Brethren for whom he addressed the Bench thinks it is an inquiry offered to the Publick and of such a nature that it should come before them in form of Indictment the Court tell him they think it is not indictable and shew him many instances in Burnet's meth which he retires and soon after Returns Desiring the Bench would reconsider it, he shew further instances in the law Books and being Assured by the Court that it is not indictable methdrams

Some time After they send in to Court for the form of a Presentment which being sent to them in an hour after they come into Court and Answering to their Names Deliver a presentment which was read in Court as follows

Madraspatnam

We the Grand Jury of the Town of Madras patnam sworn to enquire for Our Sovereign Lord the King for the Body of the said Town being justly and truly sensible of the many Advantages arising to this Place by the gracious dispensation of our his Majesty's Royal Charter as it has conveyed with it the Laws of England and prescribed the proper methods of putting those Laws into execution

I Do present that a report hath come to the knowledge of this Grand Jury that a certain Girl or Maid servant by ill treatment and usage received from one Fortune and his

his Wife residing in this Town of Madraspatnam did
come to an untimely end and death and that her Body
was secretly interred.

All which matters and things are
contrary to the Peace of Our Sovereign Lord the King
his Crown and Dignity.

Mr Hamilton	George Baker
Mr Torriano	Reynold Adams
James Ball	George Moubray
Charles Edward Jones	George Smith
Eyles Irwin	George Savage
George Proctor	John Merton
Edward John Holland	Geo West
Mr Patterson	Charles Darke
Thomas Telling	

In Answer to the Presentment Mr Stone addressed
the Jury informing them that the matter came before him
that he examined them carefully and could find no reason
to believe either the man or his wife that he understood the
girl had been some time very ill of a Flux and had died
of that disorder and being of no cast she was buried after
the manner of the Pagans by digging a hole in the Ground
and laying her in it that it was some months after the girl's
death that the matter came before him and therefore too late
for any inquest to sit on the Body.

Being asked if they had any further business
Replying on the negative they were Dismissed with thanks
for their Services.

Charles Watson who was imprisoned for a
Breach of the Peace and was committed for want of Surety.

Was Discharged by proclamation.

The Court then Adjourned till Wednesday
the 6th October next ensuing for holding Another Session

Thos Joseph Revell
Clerk of Court

4th Session of the Peace 1773

Town of Madraspatnam

As a general Quarter Sessions of the Peace
Sessions of Oyer and Terminer and Goal Delivery of Our
Sovereign Lord the King holden for the Town of Madras-
patnam at the Town Hall of the said Town on Wednesday
the fourteenth day of July -

In the thirteenth year of the Reign of Our Sovereign Lord
George the third by the Grace of God of Great Britain France
and Ireland King Defender of the Faith &c and in the
year of Our Lord One thousand Seven hundred and Seventy
three Before Alexander Wynne John Smith John White
Esqrs and others their Associates Justices of the Peace of
Our Sovereign Lord the King and Commissioners of Oyer
and Terminer and Goal Delivery for the said Town and
Districts thereof on which Day the said Sessions were by
the said Justices adjourned over unto Wednesday the 6th
October ensuing to be held at the Town Hall of the said
Town at 8 O'clock in the forenoon of the same Day to do further
as the Court shall then and there consider of

Wednesday the 6th October 1773

- Justices Present
- Alexander Wynne Esqr Chairman
 - John Smith
 - Charles Smith
 - Samuel Johnson
 - John Macdonell Stone
 - Edward Stracey

Esqrs

The Court being Opened the Grand Jury
Sworn on both Commissions were

- George Baker Esqr Foreman
- Mr George Savage
- Mr John Renton
- Mr C. B. Dent
- Mr James Daniel
- Mr William Hamilton
- Mr Eyles Irwin
- Mr Thomas Pelling
- Mr William Turing
- Mr George Moubray
- Mr John Turing
- Mr Charles Deane
- Mr Edward Frowd
- Mr James Ball
- Mr William Harri Torriano
- Mr George Proctor
- Mr W. Chambers

A Bailiff being Sworn to Attend them
they withdrew. The Clerk of the Peace Delivered in to them
four Bills of Indictments

The Coroner Delivers in four Inquest

by him taken Vizt

- One on the Body of Dennis Kennedy } Natural Death
taken the 23 August 1773 - verdict
- One on the Body of Corunda } Wilful Murder
taken the 1 Sept. 1773 - verdict } by Persons unknown
- One on the Body of Mahomed } Natural Death
Isouf taken the 28 August 1773 - verdict
- One on the Body Padre Paula } Lunacy.
Babista taken the 1st August 1773

One of the Jury come into Court to see
Joine Sworn on a Bill of Indictment Against Mootie for
Felony and interpreter being first Sworn to Interpret During
the Sessions -

Some short time after the Grand Jury come in
and Answering to their Names Delivers in a Bill of Indict-
ment Against Mootie for Felony Indorsed. Billa Vera

mootie

Mootu was then called to the Bar —
 Clerk of the Peace Mootu Hold up your hand you stand indicted by the name
 of Mootu lately residing at some Stables near a Village
 called Narasingapooram within the Jurisdiction of Madras
 -patnams a book for that on Sunday the twelfth Day of September
 in the thirteenth year of the reign of Our Sovereign Lord George
 now King of Great Britain, by force and arms &c. at Mr. Stracy
 Gardens near Chindavrepettah within the Jurisdiction
 aforesaid One Box containing eight white petticoats four
 chintz petticoats ten choulies nine plain and three with
 shifts four Marchay chintz petticoats two silk petticoats
 one piece of silk cutout for a petticoat one black Seraski
 one white silk cloak some cotton Handkerchiefs One
 pair of Laced and one pair of plain shoes one Mattress
 and Two Tomels one string of Gold and black beads inter-
 mixed two pair of Gold Earrings three Strings of Pearls and
 Garnets one Rupee and ten fanams one piece of Tambora and
 some bubble net value altogether about sixteen pounds Sterling
 numbered of the Goods Chattels and money of one Valentine
 Commerce then and there being found in the Dwelling house
 of Edward Stracy aforesaid feloniously you did steal take
 and bear away against the Peace of Our Sovereign Lord
 the King his Crown and Dignity How say you
 Mootu are you Guilty of the Felony whereof you stand
 Indicted or not Guilty —

Prisoner Guilty

The above indictment was explained to him
 before he Pleaded and after Pleading was told he might put
 himself on his Trial but still persisting in his being Guilty
 was taken from the Bar

Captain James Galbraith } Sworn on a Bill of Indictment
 Edward Mulling } against Vijayaranger for Felony

The Grand Jury come into Court
 and present a Bill of Indictment Against Duda Swamy
 For felony indorsed Billa Vera

The Grand Jury are informed that
 Mootu against whom there was two Bills of Indictment
 has pleaded guilty to the one and as the other they may proceed
 or not against it as they think proper

They are asked if they have any further
 Business for the Court on their hands they say they will with-
 draw and inform the Court the fore man presently after comes
 in on being asked if they have more business on their hands
 he replies in the Affirmative and with Drawn the Court then
 adjourned until the next Day at 9 O'clock for continuing the
 Sessions ~

Thursday October the Seventh
 Justices Present as yesterday

The Court being opened they proceed to
 the trial of Duda Swamy who was brought to the Bar but
 being in a sickly condition they Court are of Opinion that
 he will be unable to plead the Goaler is called upon to know
 the reason of his sickness who Replies that he was ill before
 he came with swellings in all his joints and was pained
 and rubbed every day being asked if he is in a Condition to plead
 replies in the Affirmative

The foreman of the Grand Jury comes into
 Court and says they shall proceed on the 2^d Bill of Indictment
 Against Mootu are told that he has pleaded guilty and there
 needs

would be no Occasion not only that the crime itself would not
Amount to more than petit Larceny but that they had better
proceed on it for the sake of regularity they withdrew and
Mr Robert Duncan Munro is sworn to give Evidence on it
to the Grand Jury -

Duda Swamy was then Arraigned as follows -

Clerk of the Peace Duda Swamy hold up your hands you stand indicted by the
name of Duda Swamy of Madraspatnam inhabitant of
the same time in the Month of July in the thirteenth year of the
Reign of our Sovereign Lord George now King of Great Britain
&c by force and arms &c within the Town aforesaid one parcel
worth of the Value of Twenty one Pounds of the Goods and
chattels of one Charles Darke in the shop of the said Charles
Darke then and there being found privately and feloniously
you did steal take and bear away Against the Peace of our
Sovereign Lord the King his Crown and Dignity - Now
say you Duda Swamy are you guilty of the Felony whereof
you stand Indicted or not guilty all which being
Properly explained to him -

Prisoner Not guilty

Clerk of the Peace How will you be tried

Prisoner By God and my Country

Clerk of the Peace God send you a good Deliverance

Being made acquainted with the nature
of Trials by Jury and that according to the Charter he
might choose his Jury to be either six of his kind and six English
or Twelve English he preferred the former

Clerk of the Peace you the Prisoner and the two good men who you shall
hear called and personally do appear are to pass between our

Sovereign Lord the King and you upon your trial of Life and
Death if you will Challenge them or any of them your time
is to speak unto them as they come to be sworn and before they are
sworn The following Jury was then sworn the Prisoner Declaring
he had no Objection to them

- Mr Andrew Profs
- Mr Daniel Shaw
- Mr Henry Dupuy
- Mr Christophin Macklin
- Mr William Harrison
- Mr David young
- Rajore Moolah Chitty
- Rajore Madanay Chitty
- Rajore Ballahidnah Chitty
- Cauma Chitty arago Chitty
- Settagooda Vindapiah Chitty
- Coracapulla Vincalahidnah Chitty

An Interpreter being duly sworn to interpret
The Part of the Prisoner the Clerk of the Peace addresses the Petit
Jury as follows -

Gentlemen of the Jury look upon the Prisoner and
hearken to his cause you shall know that he stands indicted
by the name of Duda Swamy of Madraspatnam Inhabi
tant where the Indictment was read over as in the Arraignment
upon this Indictment he has been Arraigned and thereunto
has pleaded not guilty and for his Trial has put himself
upon God and his Country which Country you are your
Charge is to enquire whether he is guilty of the Felony where
of he stands Indicted or not guilty If you find him
guilty you are to enquire what goods and chattels Lands

Tenements he had at the time the Felony was Committed or at any time since If you find him not guilty you are to enquire whether he fled for it if you find that he fled for it you are to enquire of his goods and Chattles Land and Tenements the same as if you had found him guilty if you find him ^{not} guilty and that he Did not fly for it you are to say so and no more so hear your Evidence.

Mr Charles Darke being called and sworn on the Holy Evangelist Deposes that he knows the Prisoner that since the month of August he misfold a watch out of his shop upon which he went to Mr. Topham the watch maker and told him; Mr. Topham said he knew the watch he Desired him to stop both the watch and the Party who had it Mr. Topham said he would In answer he received a note and the watch from Mr. Topham saying he had the watch brought him by Mr. Delatour sent him for answer that he would be with him at 10 or 11 o'clock He took the Makers Invoice and the Number of the watch and on comparing them found them Just He went to Mr. Tophams house in the Evening who told him that Mr. Delatour and Mr. Thoms had been at his house and there was a prosecution Against him for stopping Mr. Delatours watch that he told him not to be uneasy that it was his the Depoants watch and that the Name and number Corresponded with it they went to Mr. Thoms house and not finding him at home went to Mr. Delatours house and found him and his wife at home the Depoant asked Mr. Delatour how he came by the watch he said a black man named Salama had Offered it to him for sale above a month ago for 100 Pagodas saying it was not his

Mr. Delatour told him it was not worth so much that Salama after brought the Prisoner who said it was his the Prisoner was at Mr. Delatours house at the time this Depoant was but Mr. Delatour told him that the other Man on seeing him immediately ran away that he asked Mr. Delatour if that was the man who owned the watch Mr. Delatour replied it was whereupon he then took him by the Assistance of the People with him before Mr. John Smith.

Question from the Jury Did you ask the Prisoner any Questions at Mr. Delatours house

Depoant I did ask the Prisoner how he came by the watch he replied Salama gave it him my Oubach asked him after wards who he said it was he got his livelihood but he can lay no account of himself.

Question from the Jury Where was the Watch kept

Depoant In a glass case which was locked and unlocked Occasionally

Question from the Jury How did Mr. Topham have the watch

Depoant The Printer of the Christian Baptists Church Offered it to him for sale of whom the Prisoner thought it and I recollected the watch when Compared with the Invoice being shown.

the Invoice he said it was his and the number he mentions corresponds with the watch I think also I know the watch by a string and seal which was tied to it particularly the seal which the Printer of whom I thought the watch sent for before he died but my servants waiting my Orders

Did not send it

Question from the Jury Did you know the Prisoner before you saw him at Mr. Delatours house

Depoant No

The Prisoner having no Questions and the whole of this Deposition

Deposition being explained in writing to the Black Jury
Satania was called and sworn after the Manner of his last
Genitor and Deposes as follows.

I have known the Prisoner from his Infancy I am a Hindu
In the month of July he bought one Piece of Dupatty
[board] [rindling] and a [?] of [?] I demanded Payment
of him he promised to bring it eight Days after my first
Demand. I asked again for the money when the Prisoner
gave me a watch which he told me to sell and give back
the remainder to him I asked him where he got the watch
he said a man gave it to him to sell I asked the Price he
said 100 Pagodas I asked if I might show it to any Gentleman
for sale he replied by all means you may. I carried it
to a Frenchman who replied that he did not know the value
of it the gentleman's name he does not know but he lives in a
house belonging to Shannier Subbarao Bramming I then carried
the watch to Mr. Delatour Desiring her to enquire the Price and to let
me know I left it there and she told me to come the next morning
I went and she told me it was worth 30 Pagodas I said the watch
did not belong to me she told me to bring the Owner I took the Prisoner
and she asked him if the Watch was his and if it was to be sold
he said it was his and the price was 100 Pagodas she asked him
how he came by the watch he said a man gave it him to sell she
asked where the man was he replied he was with the Prisoner
afterwards she asked 30 and then 60 she offered 30 Pagodas but he
would not agree she desired him to ask the Owner if he would
take 30 Pagodas he both came away and left the watch when
we were in the Street the Prisoner said he wanted money very
much and must sell it for ready money that he was going
to Musulipatam there returned to Mr. Delatour's house the

Prisoner said he would take 30 Pagodas Mr. Delatour told him
to come on Sunday this was a Thursday we went away Mr. Delatour
Dubash came after us and said his master wanted us and that he would
send for Gungaloo this Deponent's Grandfather and me both went to
the House and met Gungaloo there who told Mr. Delatour that
he thought the watch was stale and desired they would take care
of it for two or three months and if any of the Prisoner's men beat they
might return to the Prisoner and carry the Prisoner and me to
the Justice I told her if no body joined it to stop it for me as the
Prisoner offered me 100 Pagodas then went away Gungaloo the
Prisoner and myself The Prisoner used all ways to upbraid me
in the street by saying that I had stopped the watch and not
given him the money

Question from
the Jury

Did the Prisoner tell you who the Owner of the watch was.

Deponent

No

Question from
the Jury

Do you know Mr. Darke and how long

Deponent

yes I don't know how long I and another man sold Mr. Darke

same [?]

Question from
the Jury

How long Did you keep the watch before you carried it to the

Deponent

Frenchman

Deponent

Two Days

Question from
the Jury

and how long before you carried it to Mr. Delatour's house after

Deponent

receiving it from the Prisoner

Deponent

Immediately after

Question from
the Jury

should you have the watch

Deponent

It is long since I said that I should not bring

Deponent

should it say he does not know

Question from
the Jury

Did any body hear the Prisoner tell you that you had stopped

Deponent

the watch or the trouble you had occasioned by it

Deponent

yes there are few People

Question from Was you and the Prisoner intimate
 By name no only Acquainted I know him a Sascar in the Garrison
 The Prisoner having no Questions to ask.

Joseph Delatour being called and sworn
 Deposes that he thinks the Prisoner the same man he saw at his
 house and afterwards at Mr. John Smiths the Justice Satana
 brought a watch to my House and asked me the Value of it
 I told him to hang it up in my room and I would ask the
 Value of it the next day Satana came asked me if I had seen
 it I said I had not the third Day the Prisoner came and told
 me that to give either the money or watch to Satana at the watch
 was the Prisoners Deal. Very well. I dont recollect whether
 he came to with Satana or not when the Prisoner went away
 I was recollecting with my self whether this watch was not
 stolen and immediately sent for Gungaloo and told him
 what I thought Gungaloo said he imagined the watch
 stole between and told me to keep the watch for a month
 and if the Tom Toms Did not beat to buy it they desired I might
 return it I wore the watch about 20 or 30 Days to the end that
 I might shew it to any body who should Own it I went one
 Day to Mr. Pophams and shewed him the watch who said
 he knew the watch to be Mr. Darke's he said you shall not
 I will Deliver it myself I desired he would write to Mr.
 Darke that I had the watch and would Deliver it but he
 would not let me go out of his House till I had Deliverd
 it up he told me if I did not Deliver it to him it might be
 attended with bad consequences I therefore Deliverd it to him
 (being shewn the watch he mentioned the stamp and seal
 and imagined it to be the same watch as above Deposed to)

Clerk of the
 Peace

Do you know Mr. Darke

By name he came the same Evening to my house that I deliverd the watch
 to Mr. Popham I sent immediately for the Prisoner and Satana
 to my house the Prisoner came and Satana not coming with
 him I imagined he ran away Mr. Popham was with Mr. Darke
 I told him that the Prisoner pointing to him was the Owner
 of the watch I think the Prisoner then Denied the watch to be
 his Mr. Darke told his servants to Apprehend the Prisoner
 whom I imagined was carried to the Justice I received the watch
 in the watch in end of July and gave it up the beginning of
 August The Prisoner having no questions Dummo
 Gungaloo being called and sworn According to the Gentles
 manner and Deposed as follows

I have known the Prisoner from his Infancy
 sometimes ago about 2 months Mr. Satour sent for me by
 his Dubach who said Satana and the Prisoner have carried
 a watch to Mr. Delatour and she wants to know from you
 if she may but it I said I knew nothing about the Watch the
 Dubach went away and in about half an hour returned and
 brought the watch with him I took the watch from the man
 with the intention to go to Mr. Delatour's house and near the
 House I met Satana and the Prisoner and carried them to the
 House I met Satana and the Prisoner and carried them to the
 Dubach was with us to the House where I saw Mr. and Mr.
 Delatour Mr. Delatour that it seemed to be a stolen watch
 and I asked I have nothing to say till he has the watch till the Tom
 Toms beat and it may be claimed I delivered the watch to Mr.
 Delatour and asked Satana where he got the watch he said a
 man owing him some money had given him the watch to sell
 that he might pay himself

Why did you think the watch was stolen

Because I was surprised at one to go with a gold watch I

Did

Did not ask who stole the watch because I thought Satana and the Prisoner, ran out of the same eyes for were equally bad.

The Prisoner had no Questions to ask this Dependant. Vesdapaiah was then called and after being duly sworn Deposed as follows.

I am not acquainted with the Prisoner but I am here about 12 months ago at Satana's House. Satana owed me some money and I went to his house to Demand it. Satana and the Prisoner were quarrelling at the Entry of the House. I asked Satana for the Money he said he would get it and pay me in a Day or two. I asked why they were quarrelling. Satana said the Prisoner gave me a Soy for 1000 to sell and I have sold it but not yet received the money. I asked the Prisoner what Soy he said a man gave me a watch which I gave Satana to sell. I then came away.

Question from who was present besides your selves & the Jury.

Dependant Nobody.

Question from At what time of the Day was this.

Dependant One o'clock.

The Prisoner having no Questions to ask this witness Gangaiah was called and sworn Deposed as follows.

I have known the Prisoner since I have been a Slave which is a year in the Month of July about noon when I was going to Dinner. I heard a noise in Satana's house and went to see what was the matter. I heard the Prisoner saying to Satana Get the Money or the Serret. I only heard this and came away.

The Prisoner had no Questions. Raseenapah was then called and being duly sworn Deposed as follows.

I have known the Prisoner about a year. In July passing Satana's House in my way from dinner to the Bazar I heard the Prisoner and Satana quarrelling. The Prisoner saying to Satana The money or the Watch. Satana replied his father was gone to Trinagally when he came back he would get the money and turning to me said see the Prisoner must wait till my father return but plague me for the Money. I did not stop but heard this as I passed they were sitting on the payal for Veranda of the House.

Question of the To the Prisoner Have you any Questions to ask this Dependant.

Prisoner No.

Simronadry was then duly sworn and Deposed as follows.

I have known the Prisoner about a year. In my Return from Dinner passing Satana's House Satana and the Prisoner were quarrelling in the Street. The Prisoner was asking the watch or the Money. I saw Mr. Godwin passing and stopped and heard this in my way the Prisoner.

The Prisoner having no Questions and there being no more Witnesses the Prisoner was put in his Defence as follows.

Prisoner. I never saw the Watch. When I came from Vejjagapattam I brought 10 Pagodas and 50 Pappas which Mr. Andrews made me a Present of. I went to Vejjagapattam with Mr. Andrews & stayed 20 months when I asked his leave and went to Ganjam and served Ballabhattiah Pollagar for 6 Pappas 8 months a Pair of Rice and a Dulp small cloth every day the Pollagar recommended me to Mr. Bedford and I could get no more than 3 Pappas & some wages 1/2 month and used to carry letters to Camp about 9 miles from Ganjam Ballabhattiah after wards ordered me to go with his family to Madras.

Madras. I came and lived 12 months afterwards saw a Lascar of Trich
 napoly afterwards came to Madras and having no friends but a sister
 and what money I had I used to support ^{my} sister Quarells
 and went and lived with Dummoo Gungaloo and having then no house
 of my own I wanted to give something for my Daily diet I used
 then to keep my cloths at Satana's House and went for them when
 I wanted them I bought from Satana 5 Couids of Chamon Dootys
 and 5 Couids of another Sort of cloth at 1/2 a Pagoda Satana
 Demanding the Money I took only 1/2 and sold a part of ^{the} gold
 and paid Satana 1/2 Pagoda and sold Simmadry my
 Turband and Paid 10 fanams more I only Obed him a Page
 and he Obed me 12 Pagodas I desired him to Deduct it and settle
 the rest but he Desired the Debt I desired him to take his Oath
 but he would not Offered to beat me and said he would fight
 me Gungaloo Satana Simmadry and Pidinapah waited there
 with I tried to beat me some of my neighbours also wanted to
 beat me one Chinna Tumbay a boatman's boy who used to go home
 with me at night and afterwards return to his Own house four
 days he went home with me and four days these people may
 laid on my neighbours told Chinna Tumbay not to go these four
 People if he did they would beat him

Clerk of the Court asked you to answer the charge of 12 months

Peace Prisoner

The Prisoner having nothing further to add
 and no witness to Support his Defence the Evidence on both
 sides being summed up to the Petal Jury they withdrew an officer
 being sworn to attend him

The Grand Jury came into Court and presented
 two Bills of Indictment one against Moota Indirade
 Pilla Vora and one against Vifavanga and Ignorance

Ignorance likewise a presentment as follows which was published
 read in Court

Madraspatnam

We the Grand Jury of Madraspatnam Sworn to
 enquire for Our Sovereign Lord the King for the
 Body of the said Town being justly and truly sensi-
 ble of the many Advantages arising to this place by
 the gracious dispensation of His Majesty's Royal
 Charter as it has conveyed with it the same England
 and prescribed the proper methods of putting
 those Laws into execution.

We present that it hath come to the knowledge of this Grand Jury
 that One Viziarange now under Confinement on suspicion of having
 stolen a Watch the property of Captain James Galbraith formerly
 a Dubash in the Service of Mr. John Spratt did sometime past
 feloniously steal or take away a Sum of Money belonging to the
 said Mr. John Spratt for which crime the said Viziarange has
 not been brought to his trial.

And this Jury do further present that they have
 received information of a Murder having been committed some
 time since on the Body of a Man in Chinadada Pettah and that
 for the detecting the Perpetrators thereof if does not appear to
 them any Means have been taken either by the Honours Inquest or
 otherwise

All which Matters and things are contrary to Law
 and against the peace of Our Sovereign Lord the King his Crown
 and Dignity

Cyler Jervis

Will. Jones

Thos. Pelling

George Baker foreman

George Savage

George Montroy

John Benton

George Proctor John Turing
 William Turing C.B. Dent
 William Chambers Charles Desobry
 James Daniell
 Edward Irons
 William Hamilton
 James Hall

The Verdict being proclaimed the Petit Jury
 came into Court and Answering to their Names
 Gentlemen are you agreed on your Verdict

Clerk of the Peace } What shall I say for you

Jury } Our foreman

Clerk of the Peace } Hold up your Hands

Jury } Look upon the Prisoner how say you is Duda Swamy guilty of the
 felony and Robbery whereof he stands indicted or not guilty

Which was duly Recorded

Clerk of the Peace } Gentlemen of the Jury hear then unto your Verdict as the Court have
 said if you say that Duda Swamy is guilty of the felony and
 Robbery whereof he stands indicted and is you say all

Jury } yes

The Prisoner was then taken from the Bar

The Grand Jury coming into Court and being asked if they
 have more business for the Court they reply that they have none
 whereupon the Grand Jury Petit Jurors are Dismissed with
 thanks for their Services

A Note against whom a Bill was by the Jury presented
 is the same who pleaded Guilty to the Court and the Lord
 that the Jury should proceed on it for the sake of regularity and
 Order

Ordered the Clerk of the Peace to enter it on the records as follows

The Jury of Our Sovereign Lord the King upon their
 Oath Do Present that Most lately residing at some Stables
 near a Village called Navasingapocram within the Jurisdic-
 tion of Madraspatnam a Week one night in September Last in the
 thirteenth year of the reign of Our Sovereign Lord George now
 King of Great Britain &c by force and arms great brutality Plain
 within the Jurisdiction aforesaid One My blue cloth coat valued
 with Silver Value about three pounds Sterling
 of the Goods and Chattels of one Mr Robert Duncan
 then and there being found in the Tent of Mr William Swamy
 and there being pitched feloniously he did take Steal and bear
 away against the Peace of our Sovereign Lord the King his
 Crown and Dignity

Viziaranga Against whom the Bill
 Indorsed Ignoramus now presented is the same as mentioned
 in the Presentment by the Grand Jury he is therefore Ordered
 to be kept a Prisoner untill the next Sessions and the Justice
 Directed to proceed as the Law Directs

The Prisoners were then called to Judgement
 and Duda Swamy was put to the Bar

Chairman You Duda Swamy are convicted of felony and Robbery what
 say you why the Court should not immediately proceed to give
 Judgement of Death against you as the Law Directs

The Prisoner leaves himself to the Mercy of the
 Court and pleads his want of Relations

Chairman You Duda Swamy shall go to the Place from whence you came
 and from thence to the Place of Execution where you shall be
 hanged by the neck untill your Body is Dead and the Lord
 have Mercy upon your Soul

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He was then removed from the Bar & the Writ too

Placed in it

Chairman You Writ too stand here convicted of Felony by your Oath
what say you why the Court should not proceed to give Judgment
of Death against you as the Law Directs

The Prisoner had nothing to Offer

Chairman Your Writ too shall go to the place from whence you came and
from thence to the Place of Execution where you shall be hanged
by the Neck untill your body is Dead and the Lords have mercy
upon your Soul

The Court then adjourned untill Wednesday
the 16th Day of January next ensuing at 8 of the Clock in
the forenoon for holding Another Session

At Cur

Joseph Hewell

Clerk of the Court